

Child Suffocation on Objects Covering the Nose and Mouth

Date	Age	Sex	Death	State	#	Narrative
02/08/00 1	36	F	N		000211CCN0097	A female, three years of age, almost suffocated from a container that houses a toy. The mother saw the container over her child's nose and mouth. The child's complexion was blue and she was not breathing. The mother performed CPR and revived her. No medical attention was sought.
4/26/90 2	7 mo.	F	N	HI	F9054003A	A 7-month old girl nearly suffocated when one of the stacking cups she was playing with stuck to her face due to the vacuum that was created when placed over nose and mouth.
5/90 3	12 mo.	F	N	CA	F9060033A	12-mo. old girl nearly suffocated after half of a plastic egg shaped container became stuck over her nose and mouth. (one page no details stuck to face for 30 sec.
12/9/88 4	2	F	Y	NJ	X88C0302A 881215HBB1170	A 2-year-old girl suffocated while she was playing with a toy that she somehow got stuck over her mouth and nose. The infant was found lying on a (carpeted floor in a foster home) face down into the lid of the barrel.
3/7/99 5	17 mo.	F	N	NJ	880420CAA0313 Y8847006A	A 17-month old girl nearly suffocated after she got half of a plastic container stuck over her mouth and nose.
5/18/87 6	4 mo.	F	Y	ME	871030CCC0043 8723005498	A four-month-old female was asphyxiated when a plastic doll face obstructed her nose and mouth. While sleeping

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 No Mfrs Privileged or
 Products Identified
 Excepted by
 Firms Notified,
 Comments Processed.

6/11/85 7	18 mo. 28 lb	M	N	MI	850712CCCC1253 H8570008A	An 18-month-old male was uninjured when he placed a toy over his nose and mouth. The action of the baby inhaling caused the toy to become stuck in place. His mother freed him. The toy is a plastic sphere from which a portion has been cut away leaving a hole 3 7/8 inches in diameter. [REDACTED] plastic sphere/3 balls
2/8/85 8	7 mo.	F	Y	FL	C8670036A X8522160A 850409HCC3175	Child suffocated when 1/2 of plastic egg suctioned itself over child's nose and mouth. In crib
11/13/84 9	14 mo. 29" 25-30lb	M	N	WI	840307CHI0573 G8430090	A 14-month-old male was found struggling, with the cup shaped head of his toy stuck onto his face, covering his mouth and nose. His mother had to break the vacuum by prying up the edge with her fingernails before she was able to remove the toy. The child was not injured. [REDACTED]
3/1/84 10	16 mo.	M	N	CA	840314WES4052 F8430502	On 3-1-84 at approximately 0900 hours, a 16-month-old male temporarily lost his breath when the cup shaped head portion of a stacking toy was held by suction over his mouth and nose. The victim's mother successfully removed the toy with force. No medical attention was needed.
1/14/84 11	5 mo. 25" 15 lb 6.5 oz	F	Y	TX	840125DAL4046 D8410351	A five-month-old was found dead in her crib with the head of a toy over her mouth and nose. The exact cause of death is pending. The medical examiner is conducting an inquest. Rim around face, held by suction. [REDACTED]
10/19/83 12	4 mo. 24.5 in 12lb& 7.4 oz	M	Y	PA	831020HBA1014 X83A0132A	The face of a doll suffocated a 4-month-old male as he slept in his crib. The face became detached and acted as a mask over the victim's nose and mouth.

12/21/99 13	18mo 21 lb.	F	N	KS	000209CCN00094	18 mo. Female nearly suffocated Father had to pull off half of container when it became suctioned on half of her face covering nose and mouth. [REDACTED]
12/11/99 14	13 mo. 29.5" 23 lb	F	Y	CA	991215CWE6001	A 13 mo. Female had a [REDACTED] container covering her nose and mouth. [REDACTED] white
1/25/00 15	4 mo.	M	Y	IN	000127CCN00077	A 4 mo. Was found dead in crib with plastic hemisphere over nose and mouth she had to pop it off the face. [REDACTED] red plastic marks on face (photo).
5/6/99 16	9 mo. 28" 18 lb	F	Y	TX	000204CAA2280	Child was in playpen in bedroom playing when she cot quiet mother went to check on her and found her with [REDACTED] gray starch lid over mouth and nose. Lid apparently created vacuum seal causing asphyxiation.
02/09/00 17	36	F	N		000211CCN0100	This investigation was initiated in response to a report made in connection with a toy recall. The victim, a three year old female, was found unconscious in bed with one half of the toy ball covering her nose and mouth. Her mother was able to revive her. She sustained marks on her face for approximately one week.

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1. TASK NUMBER 000211CCN0097		2. INVESTIGATOR'S ID 9070		EPIDEMIOLOGIC INVESTIGATION REPORT
3. OFFICE CODE 830	4. DATE OF ACCIDENT YR MO DAY 00/02/08	5. DATE INITIATED YR MO DAY 00/02/10		
6. SYNOPSIS OF ACCIDENT OR COMPLAINT UPC A female, three years of age, almost suffocated from a container that houses a toy. The mother saw the container over her child's nose and mouth. The child's complexion was blue and she was not breathing. The mother performed CPR and revived her. No medical attention was sought.				
7. LOCATION (Home, School, etc.) Home 1		8. CITY St. Anne		9. STATE IL
10A. FIRST PRODUCT Toy 5004		10B. TRADE/BRAND NAME [REDACTED]		10C. MODEL NUMBER Unknown
10D. MANUFACTURER NAME AND ADDRESS [REDACTED]				
11A. SECOND PRODUCT None		11B. TRADE/BRAND NAME None		11C. MODEL NUMBER None
11D. MANUFACTURER NAME AND ADDRESS None				
12. AGE OF VICTIM 003	13. SEX Female 2	14. DISPOSITION Treated 1	15. INJURY DIAGNOSIS Anoxia 65	
16. BODY PART (S) INVOLVED All 85	17. RESPONDENT Complainant 1	18. TYPE OF INVESTIGATION On-Site 1	19. TIME SPENT (OPERATIONAL HOURS) 16	
20. ATTACHMENT (S) Photo 1	21. CASE SOURCE Complaint 07		22. SAMPLE COLLECTION NUMBER None	
23. PERMISSION TO DISCLOSE NAMES (NON NEISS CASES ONLY) No				
24. REVIEW DATE 2-22-00	25. REVIEWED BY 8130		26. REGIONAL OFFICE [REDACTED]	
27. DISTRIBUTION O:EHDS CC: CRC, T. ROGERS CC: FOER				

CPSCA 6 (M) Cleared
[Signature]
Product Identified
Excepted by
Firms Notified
Comments Processed

PRE-INCIDENT:

I interviewed the victim's mother on February 11, 2000. She once had several of the [REDACTED] items because her two elder children bought them home from [REDACTED] each day. The mother threw most of the items into the garbage when she found them lying on the floor. She states that the items were obtained over three months ago perhaps during late November, 1999. The items were obtained at the [REDACTED] outlet located [REDACTED] in Bradley, Illinois. The mother does not think the outlet is giving away any more of the pokemon items to the public.

INCIDENT:

The incident occurred on February 8, 2000. The victim is a female three years of age. The incident occurred in St. Anne, Illinois at the home of the mother's father. The [REDACTED] item was contained in a toy box. The child obtained the item from the toy box and was playing with it when the mother went into another room.

The mother returned to the room and discovered her child motionless on the floor. The container that houses the [REDACTED] toy was situated over the child's nose and mouth. The child's complexion was blue and not breathing. The mother was familiar with cardiopulmonary resuscitation. She used this technique to revive her child. She did not call an ambulance because there was no time for it. The mother's father lives in a rural area. The child would have died by the time an ambulance arrived. There were no witnesses to the incident.

POST INCIDENT:

The victim did not receive any medical attention subsequent to the incident. The child is fine. The victim's mother, however, states she is suffering from mental duress due to the incident and distraught because she knew nothing about the product recall until after the fact. A friend told her about the recall.

I obtained the [REDACTED] container from the victim's mother and the mother's father in St. Anne, Illinois on February 17, 2000. The item consists of the part that covered the child's nose and mouth. The container houses the [REDACTED] toy. However, only one half of the container was available. The victim's mother did not have the second half of the container. I visited the [REDACTED] located at [REDACTED] Bradley, Illinois. There were no warning signs or safety posters displayed relative to the [REDACTED] product recall. I purchased a fast food product and inquired if the outlet had any remaining [REDACTED] toys. I received a negative reply from the cashier.

The [REDACTED] container is white in color with a spherical shape. The top of the container looks like a globe. The mid-point of the container contains threads suggesting that this part of the container fastens to a bottom or lower part. The container measures three inches in diameter and ten inches in circumference at mid-point. The container does not have any labels.

PRODUCT INFORMATION:

Toy

Name: [REDACTED] Ball (with toy inside)

Model: None

Manufacturer: Unknown

Retailer

[REDACTED], Bradley, Illinois

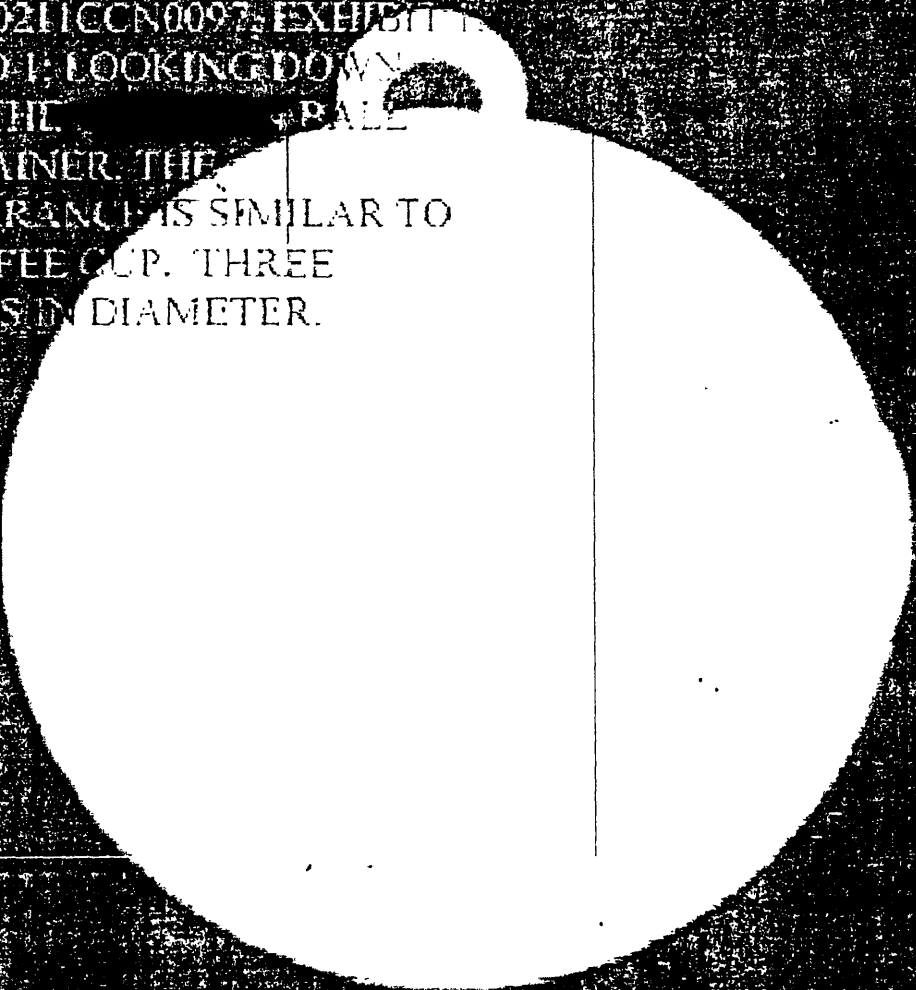
ATTACHMENTS:

None

EXHIBITS:

Photographs

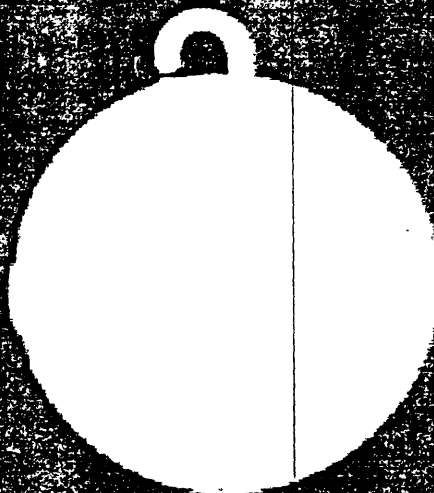
IDI#000211CCN0097, EXHIBIT 1
PHOTO 1: LOOKING DOWN
INTO THE BALL
CONTAINER. THE
APPEARANCE IS SIMILAR TO
A COFFEE CUP. THREE
INCHES IN DIAMETER.



01400521-66-12997, EXHIBIT 1,
PHOTO SIDE VIEW OF THE
CONTAINER



101-006211EC-00097 EXHIBIT A
PHOTO 3 BOTTOM VIEW OF
CONTAINER OF CONTAINER



IDE#00021CCN0097 EXHIBIT 1

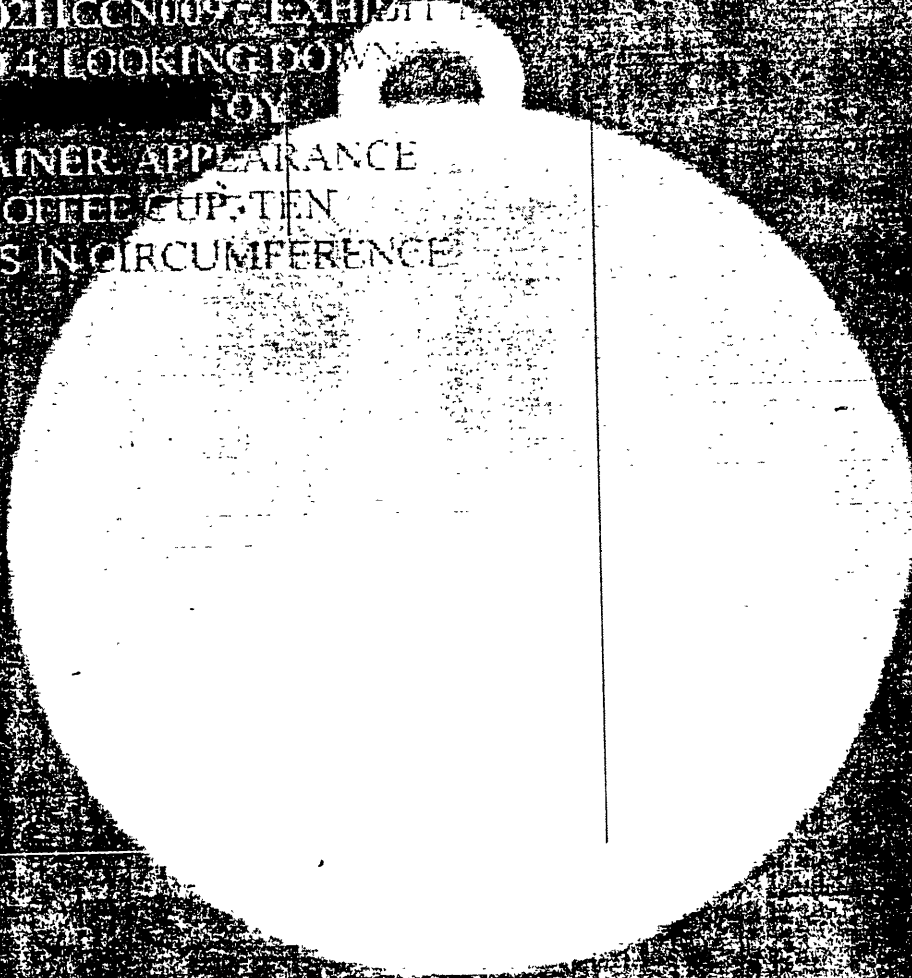
PHOTO 4: LOOKING DOWN

INTO THE COY

CONTAINER. APPEARANCE

OF A COFFEE CUP. TEN

INCHES IN CIRCUMFERENCE



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CONSUMER PRODUCT INCIDENT REPORT

01 JUN 1990

EPDS 33

1. NAME OF RESPONDENT [REDACTED]		2. TELEPHONE NO. (Home) (Work) [REDACTED]	
3. STREET ADDRESS [REDACTED]		4. CITY STATE ZIP CODE Honolulu, Hawaii 96813	
5. DESCRIBE ACCIDENT SITUATION OR HAZARD, INCLUDING DATA ON INJURIES. (Use second page if necessary.) 7 month old daughter was playing with a set of plastic stacking cups. Got one over her face and it covered her nose and mouth. Stuck there because of a vacuum and she was unable to breath. Mother noticed her daughter in difficulty and pulled the cup off her face. <i>(She had crawled up to the cup which was facing upward, & pushed her face onto it.)</i> Problem is that the cups do not have a hole in the bottom. Husband drilled holes in the bottom of the cups to alleviate the problem.			
6. DATE OF INCIDENT(S) 4/26/90	7. IF INJURY OR NEAR MISS, OBTAIN AGE <u>7</u> MOS SEX <u>F</u> AND DESCRIBE INJURY <u>near suffocation</u>	8. IF VICTIM DIFFERENT FROM RESPONDENT, PROVIDE NAME <u>[REDACTED]</u> RELATIONSHIP <u>daughter</u>	
9. DESCRIPTION OF PRODUCT Stacking Cups		10. BRAND NAME [REDACTED]	
11. MANUFACTURER/DISTRIBUTOR NAME, ADDRESS & PHONE [REDACTED] <i>CPA 6 (b)(1) Cleared No Mfrs/Prvtlbrs of Products Identified Excepted by Firms Notified, Comments Processed.</i>		12. MODEL, SERIAL NO.'S #2341	
14. WAS THE PRODUCT DAMAGED, REPAIRED OR MODIFIED? YES <u>XXX</u> NO <u> </u> IF YES, BEFORE OR AFTER THE INCIDENT? <u>After</u> Describe <u>Drilled holes in bottom</u>		13. DEALER'S NAME, ADDRESS & PHONE Longs Drug Store 2750 Woodlawn Drive Honolulu, HI 96822	
17. HAVE YOU CONTACTED THE MANUFACTURER? YES <u> </u> NO <u>XX</u> IF NOT, DO YOU PLAN TO CONTACT THEM? YES <u> </u> NO <u>XX</u> OTHER <u> </u>		15. PRODUCT PURCHASED NEW <u>XX</u> USED <u> </u> DATE PURCHASED <u> </u> AGE <u>3</u> MOS 16. DOES PRODUCT HAVE WARNING LABELS? IF SO, NOTE: <u> </u>	
18. IS THE PRODUCT STILL AVAILABLE? YES <u>XX</u> NO <u> </u> IF NOT, ITS DISPOSITION <u> </u>		19. MAY WE USE YOUR NAME WITH THIS REPORT? YES <u>XX</u> NO <u> </u>	
FOR ADMINISTRATION USE			
20. DATE RECEIVED 4/26/90		21. RECEIVED BY (Name & Office) Donald K. Ching	
23. FOLLOW-UP ACTION Conduct IDI 900509CWE4003 SECT021990		22. DOCUMENT NO. F054003 24. PRODUCT CODE(S) 1326	
25. DISTRIBUTION O:EPDS cc:FOER cc:FOWR cc:LA cc:ENL		26. ENDORSEER'S NAME & TITLE Janice L. Mitchell, Supv. INV.	

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If you have any changes, additions, or comments you wish to make concerning your attached report, please make them in the space below.

Item 17. The manufacturer was notified. They have requested that I send them the toy (have not done so yet.) They sent me a replacement set. I will write to them to clarify that it is not a defect but rather a design problem. (I did already suggest on the telephone that holes should be drilled.)

Item 5. The infant had crawled up to the cup which was facing upward. She then pushed her face ~~into~~ onto it (probably trying to lick the bottom of it), thereby creating the suction.

I confirm that the information in the attached report (including any changes, additions, or comments I have made) is accurate to the best of my knowledge and belief.


Signature

6/19/95
Date

☐

I request that you do not release my name.

☒

You may release my name to the manufacturer but I request that you not release it to the general public.

☐

You may release my name to the manufacturer and to the public.

01 JUN 1995

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C.V.

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F060033

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CONSUMER PRODUCT INCIDENT REPORT

1. NAME OF RESPONDENT [REDACTED]		2. TELEPHONE NO. (Home) (Work) [REDACTED]	
3. STREET ADDRESS [REDACTED]		4. CITY San Jose, CA	5. STATE CA
		6. ZIP CODE 95118	
5. DESCRIBE ACCIDENT SITUATION OR HAZARD, INCLUDING DATA ON INJURIES. (Use second page if necessary.) Respondent's 1 year old daughter was playing with [REDACTED] Hose container when the child placed one-half of the egg-shaped container over her nose and mouth. The child was talking into the container when she suddenly took a deep breath. The container stuck to the child's face. The child's face turned beet red, her eyes bulged. She could not breathe. Condensation was visible inside the transparent container. Respondent estimates the container was on the child's face for ten seconds. She believes it is common for young children to play with [REDACTED] Hose containers. Her child has played with them for some time and her nine year old daughter did the same.			
6. DATE OF INCIDENT(S) _____	7. IF INJURY OR NEAR MISS, OBTAIN AGE _____ SEX _____ AND DESCRIBE INJURY _____	8. IF VICTIM DIFFERENT FROM RESPONDENT, PROVIDE NAME _____ RELATIONSHIP _____	
9. DESCRIPTION OF PRODUCT Plastic Clothing container		10. BRAND NAME _____	
11. MANUFACTURER/DISTRIBUTOR NAME, ADDRESS & PHONE [REDACTED]		12. MODEL, SERIAL NO.'S _____	
[REDACTED]		13. DEALER'S NAME, ADDRESS & PHONE _____	
14. WAS THE PRODUCT DAMAGED, REPAIRED OR MODIFIED? YES _____ NO _____ IF YES, BEFORE OR AFTER THE INCIDENT? _____ Describe _____ _____		15. PRODUCT PURCHASED NEW _____ USED _____ DATE PURCHASED _____ AGE _____	
		16. DOES PRODUCT HAVE WARNING LABELS? IF SO, NOTE: _____ _____	
17. HAVE YOU CONTACTED THE MANUFACTURER? YES _____ NO <u>X</u> IF NOT, DO YOU PLAN TO CONTACT THEM? YES <u>X</u> NO _____ OTHER _____		18. IS THE PRODUCT STILL AVAILABLE? YES <u>X</u> NO _____ IF NOT, ITS DISPOSITION _____	
19. MAY WE USE YOUR NAME WITH THIS REPORT? [REDACTED]			
FOR ADMINISTRATION USE			
20. DATE RECEIVED 5-30-90	21. RECEIVED BY (Name & Office) James P. DiGrazia, SFR0		22. DOCUMENT NO. F060033 A1
23. FOLLOW-UP ACTION None			24. PRODUCT CODE(S) 1123
25. DISTRIBUTION O: EPDS cc: SFR0		26. ENDORSER'S NAME & TITLE James P. DiGrazia, Supervisor	

CPSA 6 (b)(1) Cleared
No Misinformation
Products Identified
Excerpted by
Firms Notified
Comments Processed.

EPDS
JUN 12 1990

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T 4 NT 20 1989

1 FEB 1989

1. CASE NO. 881215HBB1170		2. INVESTIGATOR'S ID 8 1 7 0		3. OFFICE CODE 8 0 0		EPIDEMIOLOGIC INVESTIGATION REPORT		
4. DATE OF ACCIDENT YR MO DAY 8 8 1 2 0 9		5. DATE INVESTIGATION INITIATED YR MO DAY 8 9 0 1 0 3						
6. SYNOPSIS OF ACCIDENT OR COMPLAINT A 24 month old female suffocated on a plastic lid to a toy barrel, parts to a toy game. The victim, a foster child, was found lying face down on the carpeted floor of her bedroom by her foster father. The lid was noted to be covering her mouth and nose. Resuscitation efforts failed to revive the child. Besides the victim, the bedroom was shared with the victim's twin sister and a 23 month old female, also a foster child.								
7. LOCATION (Home, school, etc.) Home (bedroom) 1 0			8. CITY East Windsor Twp.		9. STATE N J			
10A. FIRST PRODUCT Lid to toy game 5 0 0 4		11A. TRADE/BRAND NAME, MODEL NUMBER, MANUFACTURER & ADDRESS [REDACTED]						
10B. SECOND PRODUCT None [] [] [] []		11B. TRADE/BRAND NAME, MODEL NUMBER, MANUFACTURER & ADDRESS N/A						
12. AGE OF VICTIM 0 0 2		13. SEX (Use numerical code) MALE - 1 FEMALE - 2 UNKNOWN - 3 2		14. DISPOSITION Expired in hospital 8		15. INJURY DIAGNOSIS Asphyxiation 4 2		
16. BODY PART All parts 0 0		17. RESPONDENT(S) (Mother, Friend) Detectives 3		18. TYPE INVESTIGATION ON SITE 1 TELEPHONE 2 OTHER 3 3		19. TIME SPENT 0 8 0		
20. ATTACHMENTS MULTI 9		21. CASE SOURCE MECAP 1 2		22. REVIEWED BY 8 1 6 5			YR MO DAY 8 9 0 2 0 1	
23. PERMISSION TO DISCLOSE NAMES (NON-NEISS CASES ONLY) CPSC MAY DISCLOSE MY NAME [] CPSC MAY NOT DISCLOSE MY NAME [X]								
24. NARRATIVE (See Instructions on Other Side)				25. REGIONAL OFFICE DIRECTOR REVIEW DATE				

CPSA 6 (b)(1) Cleared

No Mfrs./Prvt. Lbls. of Products Identified

Excepted by

Firms Notified, 1

Comments Processed

(USE OTHER SIDE AND ADDITIONAL SHEETS IF NECESSARY)

881215HBB1170

NOTE: The respondents are the police detectives who investigated this incident. Copy of the autopsy report has been requested and will be submitted when received.

PRE-INCIDENT

The victim, a 24 month old female, and her identical twin sister were placed with a foster couple by the New Jersey Division of Youth and Family Services (DYFS) when they were 4 months old, per police. The couple in their mid-30's, have 3 other DYFS children placed with them as follows:

- . female, age 23 months
- male, age 4 years
- male, age 5 years

The couple has one natural child, a son, age 6.

The police detectives related that most all DYFS children are taken from their natural mother or parents due to child abuse substance abuse, criminal activity or extreme mental or emotional problems. They are placed with foster parents for which DYFS pays support or reimburses the foster parents for a portion of their living expenses. This relationship continues until the children are adopted or for some reason, DYFS or the foster parents desire release from the agreement. Per police detectives, DYFS screens all foster parent applicants and this couple was found to provide good care in the 4 years they have been foster parents for DYFS.

The foster parents have lived in the township for 5 years and reside in a large two story frame colonial dwelling with 5 bedrooms in an upper middle income development. The police detectives related that both foster parents drive late model expensive automobiles. The occupation of the foster father was unknown by the detectives. The foster mother is a full time homemaker with 6 children to look after, per detectives.

Per police detectives, their file shows no local police record for the foster parents and they presumed DYFS would have checked further in the past when the couple made application. The police detectives described the couple as articulate, cooperative and outgoing.

The toy involved in this incident belonged to the 4 year old DYFS male and no one is certain just how the victim obtained the toy. Of the five bedrooms on the second floor of the dwelling, the couple has the master bedroom, their 6 year old son has another, their 5 & 4 year old DYFS "sons" have another and the 3 DYFS "daughters" (victim, her twin and 23 month

PRE-INCIDENT (CONT'D)

old), occupy the fourth bedroom. The fifth bedroom is a spare and used as a workout room by the father. Per detectives, it has weights and exercise equipment in it.

The victim's bedroom is approximately 12' x 12', per police detectives and the only bedroom with a mesh security gate at the door. The bedroom contained one double bed beneath the top of a bunk bed frame, a 3 drawer dresser and a 4 drawer dresser. Also in the bedroom was a large Smokey the bear stuffed toy and various children's toys. The wood floor was covered by a shag type wall-to-wall carpet.

The three girls are secured in the room by the security gate which they cannot negotiate, per police detectives. This is usually secured for nap time and indoor play time, per detectives. On the day of the incident, the girls and 4 year old DYFS "son" were in their respective bedrooms for their naps which are daily after lunch. The couple's 6 year old son had left for school at 0700 hours and not return until 1500 hours after the incident.

Per police detectives, the couple had planned to go to New York City that evening for a rare get-away to go to the theater. The wife's mother was visiting from Philadelphia, PA and she would babysit while the couple was out. The father had taken off from work that day.

All of the DYFS children ate breakfast between 0700 and 0900 hours. The foster mother left the dwelling at 1000 hours to go shopping and returned at 1400 hours. The 5 year old DYFS son left for kindergarten at 1215 hours. All of the DYFS children had lunch at 1200 hours with no problems reported, per detectives. The foster father left the dwelling at about 1240 hours and returned at 1330 hours. At 1300 hours, the grandmother put the 4 DYFS children in their respective bedrooms to play and eventually take a nap. The grandmother was then downstairs cleaning.

The foster father returned at 1330 hours but did not go upstairs. Per detectives, he heard the children playing and thought they had not yet taken their naps. The foster mother returned at 1400 hours and about about 1415 hours went upstairs to the bedrooms. She observed the victim lying on the floor but thought the victim was sleeping as she frequently falls asleep on the floor. The foster father went upstairs at 1430 hours. The 4 year old was playing in his room while all the girls appeared to be sleeping. The foster father was going to

PRE-INCIDENT (CONT'D)

place the victim in her bed when he observed a plastic lid over the mouth and nose of the victim with her face down on the floor. Checking the victim, he noted that she was not breathing and called for help. He removed the lid from her face and began CPR while his wife telephoned the police.

INCIDENT

A 2 year old female apparently suffocated on a plastic lid to a barrel, part of a toy game.

POST INCIDENT

The foster father and a police officer continued CPR but could not get a clear airway, apparently due to vomit. Note that DYFS requires all foster parents take CPR training for emergency purposes. Resuscitation efforts were taken over by the EMT upon their arrival. Per detectives, the police officer reported to them he noticed the indentation outline surrounding the victim's nose and mouth which matched the barrel lid. The victim expired at the hospital at 1544 hours. Per detectives, they witnessed the post mortem examination and observed the indentation outline was still visible on the victim's face.

The detectives related that the victim and her twin sister were premature and small for their age. They related that the bridge of the victim's nose was very flat and perhaps this helped to seal the lid to the victim's face. They reported that neither the victim or her twin had any reported illnesses or were sick. The victim was also examined for abuse and sexual molestation but no evidence was reportedly found. Death was listed as acute asphyxia due to suffocation. The medical examiner's office was contacted and a copy of the autopsy report will be forwarded when received. Per detectives, the foster parents stated all the girls had a tendency to lay on the rug while playing with their toys and the victim more so.

PRODUCT IDENTIFICATION

Per detectives, they did not recover the entire toy, just the lid part involved in this incident. They surmise the other parts of the toy, a brown plastic barrel and about 24 plastic monkey figures in different colors, may still be in the bedroom.

The lid recovered by the police is of blue plastic and measures 2-5/8" diameter (top) by 3" diameter (base) by 1 1/2" height. It

PRODUCT IDENTIFICATION (CONT'D)

apparently press fits on the larger brown barrel portion as there are no threads for screwing or snaps for locking it in place. The top lid exterior has a molded in monkey shape, reportedly the same size and configuration as the approximately 24 monkeys within the barrel. The lid exterior reads [REDACTED]

The lid interior reads, [REDACTED] The only reference to [REDACTED] in a tradename book is to [REDACTED]

Per detectives, they recalled observing the toy in the past at major toy and discount department stores indicating it has been sold for many years. They related that the 4 year old DYFS male was interviewed but refused to talk. The foster mother indicated he has an apparent underlying emotional or learning problem and rarely talks to her and only in brief statements and never talks to strangers. She apparently reportedly seeing or hearing nothing unusual at the time of the incident.

EXHIBITS

Exhibits A1/A10 - Police Report
Exhibit B - Polaroid photographs taken by police of lid.
Exhibit C1/C - Photographs of lid (CPSC)
Exhibit D1/D9 - Medical Examiner's Report

STANDARDS

The [REDACTED] toy would be regulated under the FHSA and depending upon age determination, by Use and Abuse Regulations.

EAST WINDSOR TWP. POLICE DEPT.

INVESTIGATION REPORT

1. Station EWTPD		2. Mun. Code 1101		3. Phone No. (609) 448-5678		4. UCR 4502		21. Prosecutor's Case Number		22. Department Case Number 229531			
5. Crime/Incident Special Report				6. NJS				23. Victim's/ SSNo XXXXXXXXXX		24. Age 2			
								25. Sex F		26. Race N			
DATE AND TIME	7. Between		8. Hour		9. Day		10. Mo.		11. Date		12. Yr.		
	At X		1430		06		12		09		88		
13. Crime/Incident Location Victim's residence								27. Victim's/ Home Address XXXXXXXXXX				Phone XXXXXXXXXX	
14. Municipality East Windsor								15. County Mercer		16. Code 1101		28. Employer Phone	
17. Type of Premises Residence				18. Code		19. Weapons—Tools unknown action		20. Code		29. Person Reporting Crime/Incident XXXXXXXXXX		30. Date and Time 12/09/88 1430	
31. Address XXXXXXXXXX				32. Modus Operandi									

33. Vehicle		34. Year		35. Make		36. Body Type		37. Color		38. Registration Number & State		39. Serial Number or Identification	
40. Currency		41. Jewelry		42. Furs		43. Clothing		44. Auto		45. Misc.			
46. Total Value Stolen N/A		47. Total Value Recovered		48. Teletype Alarm YES <input type="checkbox"/> No <input type="checkbox"/>		49. Technical Services		50. Technician—Agency					
51. Weather clear		52. Micro Cass. No.		53. Micro Number		54.		55.		56.			
57.		58.		59.		60.		61.		62.			

List Accused — List and Identify Additional Victims — Describe Perpetrators or Suspects — Action Taken Include Findings and Observations of Investigator — Physical Evidence Found — Where By Whom — Disposition and Technical Services Performed — Interview of Victims — Witness — Persons Contacted — Accused Suspects — List — Describe Stolen Property — Value — Court Action — Attach Statements

63. No. of Accused		64. Adult		65. Juvenile		66. Status Crime Active		67. Status Case Invest		68. UCR Status Month _____ Year _____		Date Cleared	
70. Name(s) of Accused				Address				70. Age		71. Sex		72. Race	

On the above date and time I was dispatched to the address above for a report of a 2-year

old not breathing. Upon my arrival I observed Mr. ~~XXXXXXXXXX~~ kneeling over the victim performing CPR on the victim, ~~XXXXXX~~. I observed vomitus on the floor near the victim and on the victim's pajamas. I could not get a pulse or a response from the victim. Mr. ~~XXXXXX~~ continued the breaths for the victim while I did the chest compressions. We could not get a clear airway. I do not know if it was the vomit aspirated or if there was another foreign object. I advised the dispatch to tell the squad that I needed a suction since I couldn't get her mouth clear just by wiping her mouth with a cloth. When the squad arrived they took over with CPR.

I spoke with the foster mother, ~~XXXXXXXXXX~~ who stated she found ~~XXXXXX~~ with a plastic


74. Name Ptl. James Stockton		75. Badge Number 09761		76. Page <u>1</u> of <u>2</u> Pages 79		77. Date Report 12/09/88		78. Reviewed By 81	
Signature <i>James Stockton</i>									

1. Station EWTPD	21. Prosecutor's Case Number	22. Department Case Number 229531
---------------------	------------------------------	--------------------------------------

toy monkey barrel over ~~mouth~~ mouth and nose. She knows of no medical problems. ~~She~~ had been playing in the bedroom with the toy's.

~~She~~ is a foster child sponsored through DYES.

On December 9, 1988 at approximately 3:55 PM this department received a telephone call from Princeton Medical Center advising us that ~~she~~ had died at 3:44 PM.

75. Name Signature  09761	76. Badge Number 21	77. Page 2 of 2 80.	78. Date Report 12/09/88 81.	79. Reviewed 82.
---	------------------------	---------------------------	------------------------------------	---------------------

VEHICLE

PROPERTY REPORT

X

1. Station EWTPD	2. Mun. Code 1101	3. Phone Number (609) 448-5678	4. Prosecutor's Case Number	5. Department Case Number 229531
6. Owner's Name — First Middle Last XXXXXXXXXX				
7. Owner's Address (Number — Street — Municipality — State — Zip) XXXXXXXXXX				8. Phone Number XXXXXXXXXX
9. Stolen Date N/A	10. Place Stolen (Street — Municipality — State)			11. Mun. Code

VEHICLE INFORMATION

12. Vehicle — Year	13. Vehicle — Make	14. Body Type	15. Color	16. Registration — State	17. Serial Number — Complete
18. Vehicle Locked	19. Keys in Vehicle	20. Unidentified Owner — Explain			21. Vehicle Value

PROPERTY INFORMATION

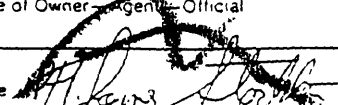

Value of Property	22. Currency	23. Jewelry	24. Furs	25. Clothing	26. Miscellaneous	27. Evidence Retained YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
28. Teletype Alarm YES <input type="checkbox"/> NO <input type="checkbox"/>	29.	30.	31.	32.	33.	34.

DETAILS OF RECOVERY

35. Recovered Date 12/09/88	36. Place Recovered (Street — Municipality — State) XXXXXXXXXX				37. Mun. Code 1101
38. In Possession of owner		39. Address (Street — Municipality — State)			40. Phone Number
41. Stored Date 12/09/88	42. Place Stored (Name and Address)				43. Phone Number
44. Condition of Vehicle/Property at Recovery used		45. Own	46. Other Authority	47. Other	48. UCR Mo. Yr.
50. Narrative (List and Describe Property)					49. Total Value Recovered (Inc. Blocks 21 thru 26)
51. Estimated Value					

One (1) blue plastic monkey barrel toy found over victim's nose and mouth

DISPOSITION OF VEHICLE/PROPERTY

52. Release Date	53. Proof of Ownership	54. Signature of Officer Authorizing Release				
55. Released to Owner — Agent — Official		56. Address — Number — Street — Municipality — State — Zip				
57. Signature of Owner — Agent — Official		58. Signature of Officer Releasing Vehicle/Property				
59. Name Signature 	09761	60. Badge Number 21	61.	62.	63. Date Report 12/09/88	64. Review 

East Windsor Township Police Department

Barry G. Barlow, Chief of Police

80 One Mile Road · East Windsor, N. J. 08520 · (609) 448-5678

IDENTIFICATION REPORT

CRIME OR CASE Child Death	CASE # 88-229591
VICTIM [REDACTED] (age 2)	ADDRESS [REDACTED]
PLACE OF COMMISSION [REDACTED]	
DATE AND TIME OF COMMISSION 12/9/88 2:30 PM	
DATE AND TIME OF INVESTIGATION 12/12/88 10:00 AM	
INVESTIGATION REQUESTED BY Det. Wood	
<p>On 12/9/88 Ptl. Stockton responded to an ambulance call at [REDACTED] for a child that had stopped breathing and the child was subsequently transported to Princeton Medical Center.</p> <p>Ptl. Stockton secured a piece of blue plastic barrel, from a barrel of Monkeys toy, which had been over the child's mouth and nose.</p> <p>12/09/88 3:55 PM</p> <p>Notification from Princeton Medical Center that the victim had died at 3:44 PM this date.</p> <p>12/12/88 10:00 AM</p> <p>I arrived at the Mercer County Medical Examiners Facility to witness and photograph the post mortem examination of the victim, [REDACTED]</p> <p>Post mortem examination was conducted by Dr. Ahmad with the assistance of [REDACTED], also present was Inv. John Byrne of the Mercer County Prosecutors Office.</p> <p>Upon completion of the examination Dr. Ahmad stated that the child died of acute asphyxia due to suffocation. There were no external injuries to the child.</p> <p style="text-align: right;"><i>Det. Brian W. Byrne</i> Det. Brian W. Byrne</p>	

EX-111-11

1. Station EWP	2. Mun. Code 1101	3. Phone Number (609) 448-5678	4. UCR	21. Prosecutor's Case Number	22. Department Case Number 88-229531
Crime/Incident CHILDS DEATH		5A. New Crime/Incident if Changed		23. Victim's New Address if Changed XXXXXXXXXX (AGE 24 MONTHS)	
6A. New NJS		7. Date of Crime 12/9/88		Additional Value Stolen Property	40A. Currency
				41A. Jewelry	42A. Furs
				43A. Clothing	44A. Auto
				45A. Miscellaneous	
8A. Teletype Alarm YES <input type="checkbox"/> NO <input type="checkbox"/>	49A. Additional Technical Service-Agency		46A. Additional Stolen Property Value		47A. Add'l. Recovered Property Value
51A. Weather	52A. Micro Cass. No.	53A. Micro Number	54A.	55A.	56A.
57A.	58A.	59A.	60A.	61A.	62A.
List Name Only of Previous Accused - Complete Information on New Accused - Include Additional Perpetrators - Suspects - Record all Developments Since Last Report - Explain Any Crime Change - List Additional Interviews of Victims - Persons Contacted - Witnesses - Evidence - Technical Services - Stolen Property Recovered Property - Court Action					
53. No. of Accused	63A. New Accused	64A. Adult	65A. Juvenile	66A. Status Crime	67A. Status Case
					68A. UCR Status Mo. Yr.
70A. Name		Address		71A. Age	72A. Sex
				73A. Race	74A. DOB


ON 12/16/88 AT 3:30PM I CALLED INTO POLICE HEADQUARTERS AND SPOKE WITH MR ~~XXXXXXXXXX~~ AND HIS WIFE MRS ~~XXXXXXXXXX~~ WITH REFERENCE INTO THE INVESTIGATION OF THE ACCIDENTAL DEATH OF THE VICTIM. THE VICTIM WHO HAD BEEN PLACED IN THERE CARE BY THE DIV. OF YOUTH AND FAMILY SERVICES SINCE SHE WAS FOUR MONTHS OLD. THE VICTIMS CASE WORKER BEING VIRGINIA SCOTT OF DYFS. (895-0400 EXT.257). IT APPEARS THE VICTIM DIED OF SUFFOCATION FROM THE LID OF A TOY CALLED ~~XXXXXXXXXX~~ IN WHICH SHE WAS PLAYING WITH IN HER BEDROOM.

I ASK MR AND MRS ~~XXXXXX~~ A NUMBER A QUESTIONS CONCERNING THE INCIDENT AND WHAT TOOK PLACE IN THERE HOUSE DURING THE COURSE OF THAT DAY. IN THE HOUSE THAT MORNING WERE MR AND MRS ~~XXXXXX~~ ALONG WITH MRS ~~XXXXXX~~ MOTHER MRS ~~XXXXXX~~, VISITING FROM PHILADELPHIA, PA.

THERE SON ~~XXXXXX~~, AGE 6 WHO LEFT FOR SCHOOL AT 7:00AM AND DID NOT RETURN HOME UNTIL 3:00PM. FIVE DYFS CHILDREN. ~~XXXXXX~~, AGE 5 WHO LEFT FOR SCHOOL AT 12:15PM. ~~XXXXXX~~, AGE 4 YEARS, ~~XXXXXX~~ 23 MONTHS AND ~~XXXXXX~~ AND HER TWIN SISTER ~~XXXXXX~~ 24 MONTH. ALL OF THE CHILDREN EAT BREATFAST IN THE KITCHEN THAT MORNING BETWEEN 7:00 AND 9:00AM.

MRS ~~XXXXXX~~ LEFT THE HOUSE AT ABOUT 10:00AM. AND RETURNED AT 2:00PM.

AT ABOUT 12:00PM MR ~~XXXXXX~~ AND MRS ~~XXXXXX~~ GAVE ALL THE CHILDREN LUNCH. MR ~~XXXXXX~~ LEFT THE HOUSE AT ABOUT 12:40PM. AT 1:00PM MRS ~~XXXXXX~~ PUT ~~XXXXXX~~ AND ~~XXXXXX~~ IN THERE

75A. Name DET. CARL CORSI	76A. Badge Number 6	77A. Page 1 of 2 Pages	78A. Date Report 12/16/88	79A. Reviewer
Signature 		80A.	81A.	82A.

1. Station EWPD	21. Prosecutor's Case Number	22. Department Case Number 88-229531	
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BEDROOM AT WHICH TIME THEY USUALLY PLAY FOR A WHILE AND EVENTUALLY FALL ASLEEP TAKEING THERE AFTERNOON NAP. ~~ONE~~ WAS IN HIS BEDROOM PLAYING.

MR ~~NAME~~ CAME HOME AT 1:30PM HE STATED HE DID NOT GO UP TO THERE BEDROOM TO CHECK ON THEM BUT HEARD THE CHILDREN PLAYING AND THINKING THEY HAD NOT TAKEN THERE NAP YET.

MRS ~~NAME~~ CAME HOME AT 2:00PM. AT ABOUT 2:15PM MRS ~~NAME~~ WENT UPSTAIRS TO THE BEDROOMS. SHE STATED SHE SAW ~~ONE~~ LAYING ON THE FLOOR BY THE DOORWAY IN HER BEDROOM. SHE DID NOT SEE HER FACE WHICH WAS TURNED AWAY FROM THE DOORWAY AND SHE BELIEVED THAT ~~ONE~~ HAD FALLEN ASLEEP ON THE FLOOR AS SHE OFTEN TIMES HAS. MR ~~NAME~~ CAME UPSTAIRS AT 2:30PM WHILE HIS WIFE WAS IN THE BATHROOM HE CHECKED ON THE CHILDREN. ~~ONE~~ WAS IN HIS BEDROOM PLAYING. ~~ONE~~ ~~NAME~~ WERE ASLEEP IN THE BEDROOM IT WAS AT THIS TIME MR ~~NAME~~ DISCOVERED THAT ~~ONE~~ HAD A PLASTIC LID OVER HER MOUTH AND NOSE AND WAS LAYING FACE DOWN ON THE FLOOR. SHE WAS NOT BREATHING. HE CALLED OUT FOR HELP. HE REMOVED THE LID FROM HER FACE AND BEGAN CPR. AT THIS TIME MRS ~~NAME~~ CALLED THIS POLICE DEPARTMENT AND PTL. STOCKTON RESPONDED TO THE LOCATION.

LATER I WENT TO THE ~~NAME~~ HOME AND TOOK SIX POLAROID PHOTOS OF THE VICTIMS BEDROOM WHERE SHE WAS FOUND AND THE HALLWAY AREA. MRS ~~NAME~~ STATED THAT THE BEDROOM WAS SET UP THE SAME WAY AS AT THE TIME OF THE INCIDENT. AND THE CHILD SECURITY GATE WAS ACROSS THE DOORWAY AS IT WAS THAT DAY.

THIS APPARES TO HAVE BEEN AN ACCIDENTAL DEATH AND THERE IS NO INDICATION OF ANY MISCONDUCT AMONG ANYONE IN THE HOME. CASE CLOSED

75. Name DET. CARL CORSI Signature 	76. Badge Number	77. Page 2	78. Date Report 12/16/88	79. Reviewer
		80.	81	82.

DYFS daughters
twins - age 2
girl - age 23 mos.

VICTIMS BEDROOM

SPARE BEDROOM

WORKOUT ROOM

workout room

BEDROOM

DYFS sons
age 5 + 4

BATHROOM

HALLWAY

BEDROOM

son, age 6

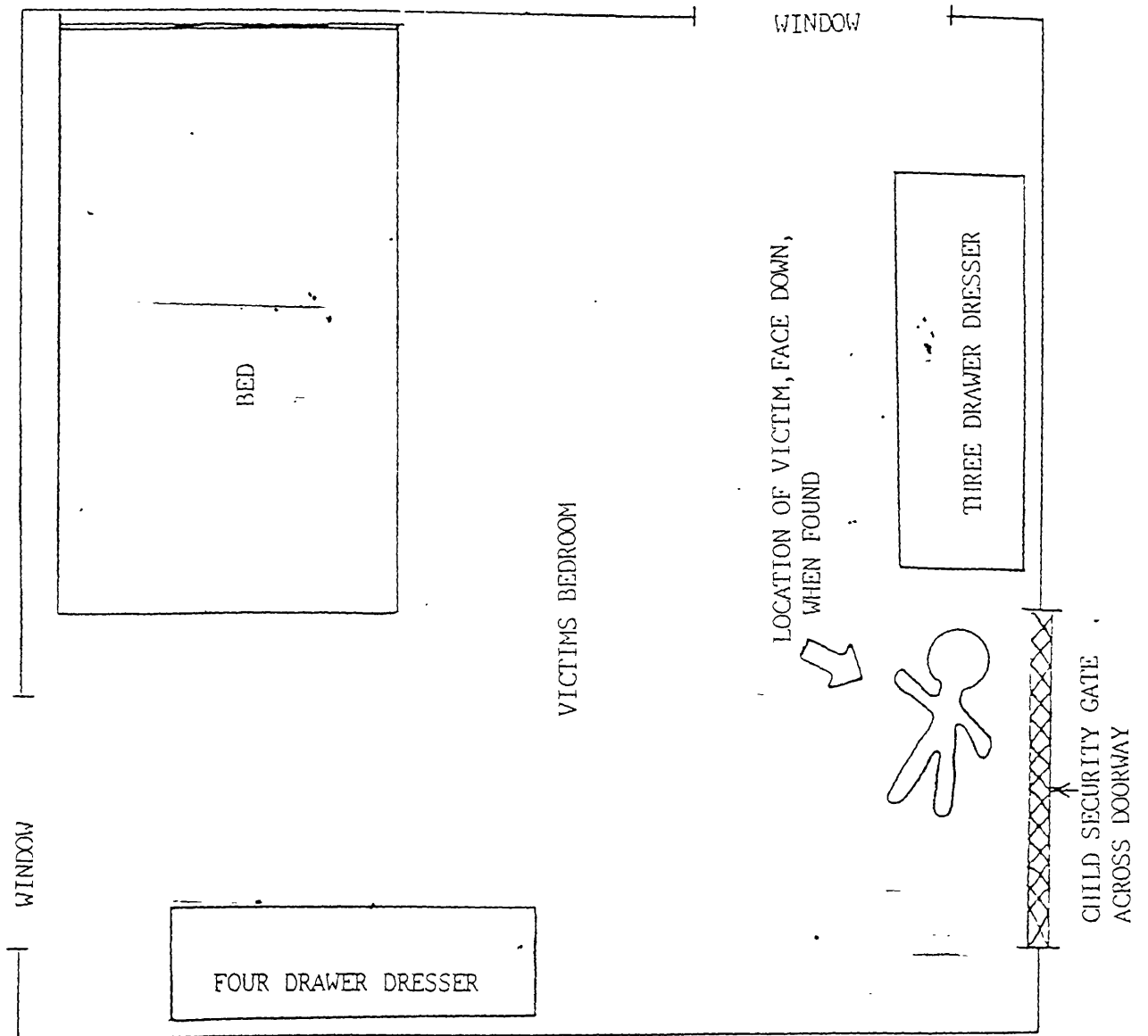
MASTER BEDROOM

parents

STAIRWAY

Residence - 2nd floor layout

881215 HBB 1170

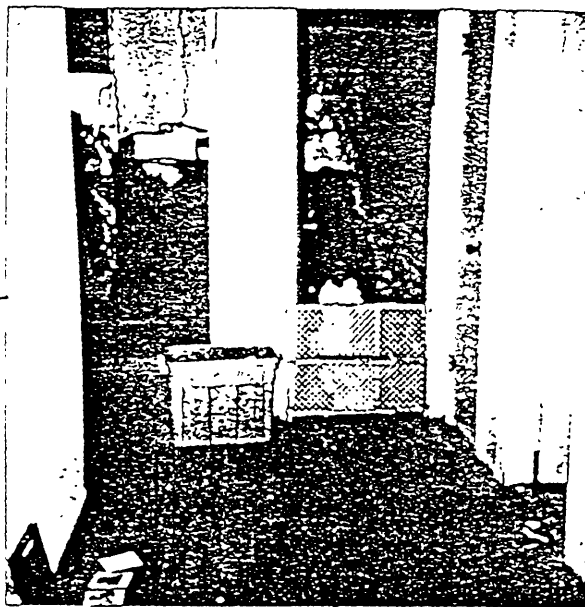




twin 23 mos. old



twin



twin

hallway

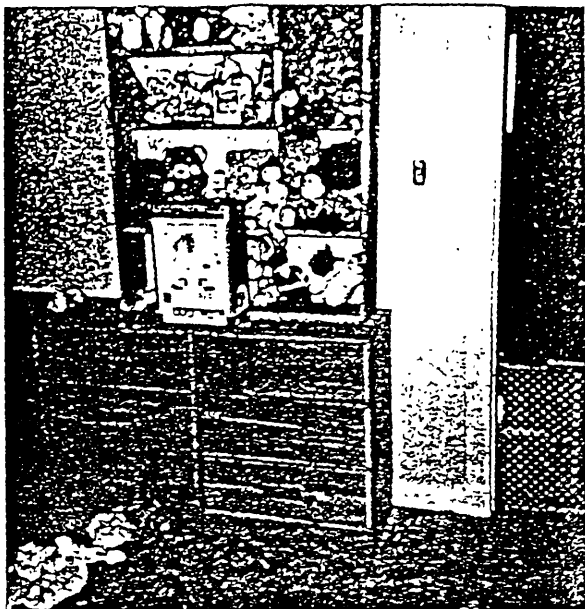


twin

2
m
o

(X) victim

Victim's bedroom



Victim's bedroom

Johnson
PLS do
CP
1/16/88

ACCIDENT INVESTIGATION REQUEST FORM

Go III
PLS do
1/16/88

Document Number

X8C0302A1

Date of Incident

Category I.D.

TYNN201989

Follow-up Requested

Hazard Analysis ☒Section 15 ☐

Type Follow-up Requested

Telephone Call ☒On-Site ☐

Headquarters Contact

Debbie Tinsworth @ 492-6470

Assignment Message

Conduct an investigation on
the attached MECAP report
describing a fatality involving a toy.
Determine scenario and document
product ID and condition. Obtain
copies of official investigation records.

Person(s) to Contact

① ~~Dr. Ahmad~~, Medical Examiner
Mercer County
Trenton, N.J. ~~661-907-513~~

② East Windsor, N.J. Police Dept.
Call Det. Byrne 1/16/88 re: vis

Guideline

48

Requested By

J LANSING

Task Number

881215HBB1170

Assigned to

FOER

Date

881215 Jm

T & M

MERCER COUNTY MEDICAL EXAMINER

DECEASED: [REDACTED]

CASE NO: 11-88-1129

RACE: Black

SEX: Female

AGE: 2 years

DATE OF BIRTH: 10/12/86

ADDRESS: [REDACTED]

NEXT OF KIN: Division of Youth and Family Services, Foster mother is [REDACTED]

INJURY: 12/9/88 at 2:40 p.m.

LOCATION: Residence

PRONOUNCED DEAD: 12/9/88 at 3:44 p.m. by Dr. Potts in the emergency room at the Medical Center at Princeton

MEDICAL EXAMINER NOTIFIED: 12/9/88 at 5:00 p.m. by Mrs. Ryan R.N.

RECORDS SENT: 1. Medical Center at Princeton emergency room chart
2. East Windsor Township Police Department report

POLICE AGENCY: East Windsor Township Police Department

DATE AND TIME OF PATHOLOGISTS EXAMINATION: 12/12/88 started at 10:00 a.m. and finished at 12:00 noon

FORENSIC PATHOLOGIST CERTIFIED: [REDACTED] M.D., F.C.A.P.

SUMMARY OF THE CASE HISTORY:

Deceased, a 2 years old black female was playing a game of [REDACTED] when the barrel sealed around the mouth and nose. The baby was left unattended for approximately 10 minutes by the foster mother. When she returned she immediately notified the police who on arrival removed the barrel and the baby was rushed to Princeton medical Center emergency room via East Windsor MICU. In the emergency room the baby was found unresponsive with no signs of life. CPR was unsuccessful and the baby was pronounced dead.

PAST MEDICAL HISTORY:

No health problems.

DEPTH OF INVESTIGATION:

1. Review of Princeton Medical Center emergency room chart
2. Review of police report
3. Autopsy and toxicology
4. Autopsy photographs

WITNESSES PRESENT AT AUTOPSY:

1. Detective John Byrne, Mercer County Prosecutors Office
2. Detective Brain Byrne, East Windsor Township Police Department
3. Frank Sprague, MedicoLegal Death Investigator, Mercer County

EVH: [REDACTED] 71

EXTERNAL EXAMINATION:

The baby is wrapped in sheets and has a paper diaper on. The body measures 31 inches from the crown to the heel and weighs 8600 grams. The state of preservation is good. Rigor mortis is present. The body has been refrigerated. The state of nutrition is good. Lividity is present posteriorly on body surfaces and is fixed. There is present cyanosis of the lips and nail beds. There is no peripheral edema present. Personal hygiene is good. The hair is black and in braids. The sclera are normal. The cornea are hazy. The irides are brown. The conjunctivae do not show petechial hemorrhages. There are present 2 red linear faint recent contusions on the bridge of the nose. See baby diagram attached. These contusions measure 3 cm's by 0.1 cm's and one just underneath this measures 1 cm's by 0.1 cm's. The right cheek in circle with these previous two contusion disclose another linear contusion measuring 2 by 0.1 cm's. These marks are consistent with cup of ~~REDACTED~~ brought by the police. The buccal cavity is normal. There are no injuries present inside the lips, tongue or cheek mucosae. There are present 16 baby teeth. There are present injection needle marks on the dorsum of the right hand in the right lateral neck. There is present an ID band in the left leg. There are no contusion, abrasions or any other injuries present on the body front or back. The x-rays do not disclose any fractures.

BODY CAVITIES/INTERNAL EXAMINATION:

The body is opened with the usual Y incision. The peritoneal cavity is free of fluids. The right and left pleural cavities disclose no fluid. The pericardial cavity contains 3 cc's of clear watery fluid.

NCEK ORGANS:

The soft tissues of the neck on the right side disclose hemorrhages which are consistent with the intravenous injection given at the time of CPR. The hyoid bone is intact. The larynx and trachea in their lumen disclose moderate amount of brownish vomitus/material. The mucosa of the trachea is diffusely hemorrhagic. The thyroid gland discloses petechial hemorrhage. The parathyroids are grossly normal.

MEDIASTINUM:

The thymus gland weighs 45 grams and on section discloses congestion.

HEART AND THORACIC ORGANS:

The heart weighs 60 grams. The epicardial surface of the left ventricle discloses petechial hemorrhages. The atria and ventricles are normal. The cardiac valves are normal. The coronary arteries and their branches are normal. Sections of the myocardium disclose normal reddish brown surfaces

VASCULAR SYSTEM:

The aorta, systemic arteries and veins are normal.

LUNGS:

The right lung weighs 100 grams. The left lung weighs 120 grams. The surfaces of both lungs disclose bluish purple patches. On section they disclose hemorrhagic and congested areas throughout the cut surfaces of

LUNGS:

(Con't). both lungs. The bronchi and bronchioles contain moderate amount of aspirated brownish fluid. Cut surfaces of both lungs exude hemorrhagic frothy fluid. The pulmonary arteries and veins are normal.

LIVER:

The liver weighs 440 grams. Its surface is reddish brown smooth. Sections disclose smooth reddish brown surfaces.

BILIARY TRACT:

The gall bladder and biliary tract are normal.

PANCREAS:

The pancreas is normal grossly.

GASTROINTESTINAL TRACT:

The esophagus is normal. The stomach contains 100 cc's of soft thick light brown food material in which are recognized fragments of whitish food particles. The gastric mucosa is normal. The small intestine contains yellowish brown liquid. The large intestine contains soft greenish stools.

SPLEEN:

The spleen weighs 40 grams. Its surface is smooth. Sections disclose congested purplish surfaces.

LYMPHATIC SYSTEM:

The mesenteric lymph nodes are enlarged and measures up to 2 cm's in greatest diameter.

BONE MARROW:

The bone marrow is grossly normal.

ADRENALS:

They are normal in size and shape. On section they disclose congestion in their medullary portions.

KIDNEYS:

The right kidney weighs 40 grams. The left kidney weighs 40 grams. Their surfaces are smooth reddish pink. Sections disclose well defined cortico-medullary junctions. The renal pelvis and calyces are normal. There are no abnormalities present. The ureters are normal.

URINARY BLADDER:

There is present 2 to 3 cc's of pale yellow clear urine in the urinary bladder. The mucosa of the urinary bladder is normal.

— . . . — 7

FEMALE GENITAL SYSTEM:

The uterus, both fallopian tubes and ovaries are normal.

CRANIAL CAVITY:

The reflected scalp shows no evidence of contusion, hemorrhage or any other lesion. The calvarium and bones at the base of the skull are normal. There are no fractures or any other injuries present. The dura matter and the pia arachnoid and the associated spaces are normal in appearance. They are without evidence of hemorrhage or inflammation. The weight of the brain is 950 grams. The cerebral hemispheres are symmetrical. There is present flattening of the gyri and narrowing of the sulci. Sections of the brain show symmetry. There are present petechial hemorrhages throughout the white matter. The ventricular system is slightly narrowed. The pituitary gland is slight congested. The pineal gland is not identified.

VERTEBRAL COLUMN AND SPINAL CORD:

The vertebral column is intact. Posterior chest wall and paravertebral area do not disclose any injuries. The spinal cord is not examined in this case.

Specimens saved and sent for toxicology

Specimens saved for histopathology when required

Baby diagram attached

Copy of the death certificate attached

X-rays on file

Colored photographs of the autopsy taken and are its integral part

EXHIBIT

MERCER COUNTY MEDICAL EXAMINERS CASE NO: 11-88-1129, ~~REDACTED~~

DIAGNOSIS ESTABLISHED BY GROSS ANATOMICAL FINDINGS:

1. Linear red marks on the bridge of the nose and right cheek, consistent with the cup of the barrel of monkeys.
2. Congestion and hemorrhages of both lungs.
3. Congestion of the liver, spleen and kidneys.
4. Petechial hemorrhages of the heart and thyroid gland.
5. Cyanosis of the lips and nail beds.
6. Aspirated vomitus in the bronchi and bronchioles.
7. Intravenous therapeutic marks right lateral neck and dorsum of right hand.

CAUSE OF DEATH:

Acute asphyxia due to suffocation with cup of barrel of monkeys sealing mouth and nose.

MANNER OF DEATH:

Accident.

~~REDACTED~~ Ahmad M.D. 1-11-89.
~~REDACTED~~ D., F.C.A.P.
Forensic Pathologist
Mercer County Medical Examiner

RA/fes

Copies: East Windsor Township Police Department
Prosecutors Office
N.J.S.M.E.O.
Dr. Ahmad

Dictated: 12/12/88
Transcribed: 12/15/88

ventral, dorsal, and left and right lateral views

Autopsy No. 11-88-1129.

2 yrs Race B Sex F

Date 12/12/88.

Ht = 31"

Wt = 8600 Gms

Hair: Black.

B

Head = 46.5 cms / 18 1/4"

Chest = 18 1/4"

Abd. 16" / 39 cms

Teeth: Baby.
16 in all

1/V

3 cm faint mark / contusion
1 cm x 0.1 cm

Faint red mark /

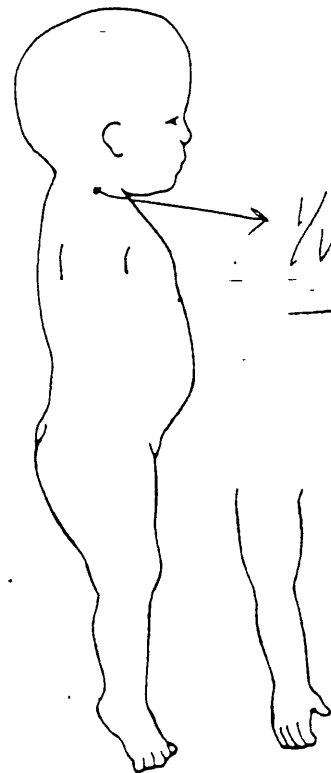
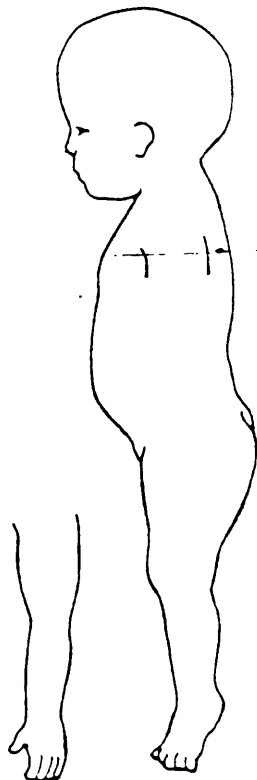
all from contusion
Cup of

Recent red contusion
2 cms x 0.1 cm.

Cyanosis

I.D. Band.

Rigor: Full
Lividities back



1/V mark

CLOTHING.

1. Diapers
2. Sheets.

EVIDENCE

STATE OF NEW JERSEY
STATE MEDICAL EXAMINER OFFICE
EDWIN H. ALBANO INSTITUTE OF FORENSIC SCIENCE
325 Norfolk Street
Newark, New Jersey 07103

201-648-7259 Pathology
201-648-3915 Toxicology

TOXICOLOGY REPORT

Lab No: 88-4207

Received: 12-20-88 0206 PM rm

Name: ~~REDACTED~~ COYRSEQNO: 11-88-1129/NA
Age: 2 Sex: F Race: B Place of death : PRINCETON ER
DoD/ToD: 12-9-88 1544 Posted by: AHMAD DT/TM: 12-12-88 1000

Specimens submitted: Blood, urine, bile, stomach contents, liver, brain, spleen, kidney.

Analysis requested : Screen.

RESULTS:

Report Date: 9:44 AM TUE., 10 JAN., 1989

BLOOD:

Not Detected -

Alcohols and other volatiles: Acetone, Ethanol, Isopropanol, Methanol.

Drugs and other compounds: Amphetamines, Barbiturates, Benzodiazepines, Cannabinoids, Cocaine metabolites, Cocaine, LSD, Methadone, Methaqualone, Opiates, Phencyclidine (PCP), Propoxyphene, TC Antidepressants.

URINE:

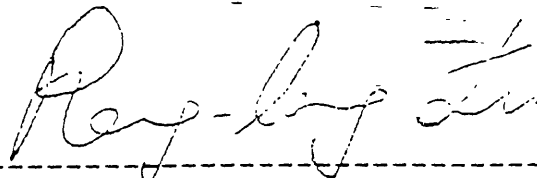
Not Detected -

Drugs and other compounds: Cannabinoids.

STOMACH
-CONTENT:

Not Detected -

Drugs and other compounds: Acetaminophen, Cyanide, Ethchlorvynol, Phenothiazines, Salicylate.



Reng-lang Lin, Ph.D.,
CHIEF TOXICOLOGIST

/rs
88-4207

EVIDIT 11

[illegible]

To be printed by
 PHOTODUPLICATION

Hydration - Phase process

H-3502

(1) Print or type. Print with black ball point pen only.

Original New Jersey State Department of Health

Duplicate Permanent Local Copy

step 4 business case for the project

1 NAME OF DECEASED (First) (Middle) (Last)			2 DATE OF DEATH	
3a. PLACE OF DEATH (City or Town)			4a. Residence (No. and St.)	4b. City or Town
5a. Name of Hospital or Institution (If not either, give No. and St.)			4c. County	4d. State
5b. If Hospital or Institution, check correct box <input type="checkbox"/> DOA <input type="checkbox"/> Inpatient <input type="checkbox"/> Emergency <input type="checkbox"/> Other			7a. Was Deceased ever in U.S. Military If "Yes" enter War and Dates <input type="checkbox"/> Yes <input type="checkbox"/> No	
8 Sex			7b. War	
9 Date of Birth			7c. Date From To	
10. Age Last Birthday			11b. Under "1" Day	
12a. Birthplace (State or Foreign Country)			14 Social Security Number	
12b. Citizen of what Country			17 Name and Address of Last Employer	
15. Race <input type="checkbox"/> American Indian <input type="checkbox"/> White <input type="checkbox"/> Black <input type="checkbox"/> Other (Specify)			18. Ethnic Origin <input type="checkbox"/> Mexican <input type="checkbox"/> Puerto Rican <input type="checkbox"/> Italian <input type="checkbox"/> Cuban <input type="checkbox"/> German	
16. Usual Occupation (Kind of work done most of Life - even if retired)			19. Kind of Business or Industry	
20 NAME OF FATHER (First (Middle) (Last)			21 MAIDEN NAME OF MOTHER (First (Middle) (Last)	
21a. Name of Informant			21b. Relationship	
22a. Disposition <input type="checkbox"/> Removal <input type="checkbox"/> Burial <input type="checkbox"/> Cremation			22b. Name of Cemetery or Crematory	
23a. Name and Address of Funeral Home			23b. Signature of Funeral Director	
23c. N.J. License No.			24b. Date received by Registrar	
25a. Name of Informant			25b. Signature of Registrar	
25c. Address of Informant			25d. Date of Informant	
26a. Signature of Registrar			26b. Date of Registrar	
27a. PART 1 Immediate Cause			27b. If female, was she pregnant at death or any time 90 days prior to death?	
27c. Cause per line for (a), (b), and (c) Please print			27d. If female, was she pregnant at death or any time 90 days prior to death?	
27e. Due to or contributed by			27f. Sudden	
27g. Suffocation with Cup of			27h. Sudden	
27i. Suffocation with Cup of			27j. Sudden	
27k. Suffocation with Cup of			27l. Sudden	
27m. Suffocation with Cup of			27n. Sudden	
27o. Suffocation with Cup of			27p. Sudden	
27q. Suffocation with Cup of			27r. Sudden	
27s. Suffocation with Cup of			27t. Sudden	
27u. Suffocation with Cup of			27v. Sudden	
27w. Suffocation with Cup of			27x. Sudden	
27y. Suffocation with Cup of			27z. Sudden	
27aa. Suffocation with Cup of			27ab. Sudden	
27ac. Suffocation with Cup of			27ad. Sudden	
27ae. Suffocation with Cup of			27af. Sudden	
27ag. Suffocation with Cup of			27ah. Sudden	
27ai. Suffocation with Cup of			27aj. Sudden	
27ak. Suffocation with Cup of			27al. Sudden	
27am. Suffocation with Cup of			27an. Sudden	
27ao. Suffocation with Cup of			27ap. Sudden	
27aq. Suffocation with Cup of			27ar. Sudden	
27as. Suffocation with Cup of			27at. Sudden	
27au. Suffocation with Cup of			27av. Sudden	
27aw. Suffocation with Cup of			27ax. Sudden	
27ay. Suffocation with Cup of			27az. Sudden	
27ba. Suffocation with Cup of			27bb. Sudden	
27bc. Suffocation with Cup of			27bd. Sudden	
27be. Suffocation with Cup of			27bf. Sudden	
27bg. Suffocation with Cup of			27bh. Sudden	
27bi. Suffocation with Cup of			27bj. Sudden	
27bk. Suffocation with Cup of			27bl. Sudden	
27bm. Suffocation with Cup of			27bn. Sudden	
27bo. Suffocation with Cup of			27bp. Sudden	
27bq. Suffocation with Cup of			27br. Sudden	
27bs. Suffocation with Cup of			27bt. Sudden	
27bu. Suffocation with Cup of			27bv. Sudden	
27bw. Suffocation with Cup of			27bx. Sudden	
27by. Suffocation with Cup of			27bz. Sudden	
27ca. Suffocation with Cup of			27cb. Sudden	
27cc. Suffocation with Cup of			27cd. Sudden	
27ce. Suffocation with Cup of			27cf. Sudden	
27cg. Suffocation with Cup of			27ch. Sudden	
27ci. Suffocation with Cup of			27cj. Sudden	
27ck. Suffocation with Cup of			27cl. Sudden	
27cm. Suffocation with Cup of			27cn. Sudden	
27co. Suffocation with Cup of			27cp. Sudden	
27cq. Suffocation with Cup of			27cr. Sudden	
27cs. Suffocation with Cup of			27ct. Sudden	
27cu. Suffocation with Cup of			27cv. Sudden	
27cw. Suffocation with Cup of			27cx. Sudden	
27cy. Suffocation with Cup of			27cz. Sudden	
27da. Suffocation with Cup of			27db. Sudden	
27dc. Suffocation with Cup of			27dd. Sudden	
27de. Suffocation with Cup of			27df. Sudden	
27dg. Suffocation with Cup of			27dh. Sudden	
27di. Suffocation with Cup of			27dj. Sudden	
27dk. Suffocation with Cup of			27dl. Sudden	
27dm. Suffocation with Cup of			27dn. Sudden	
27do. Suffocation with Cup of			27dp. Sudden	
27dq. Suffocation with Cup of			27dr. Sudden	
27ds. Suffocation with Cup of			27dt. Sudden	
27du. Suffocation with Cup of			27dv. Sudden	
27dw. Suffocation with Cup of			27dx. Sudden	
27dy. Suffocation with Cup of			27dz. Sudden	
27ea. Suffocation with Cup of			27eb. Sudden	
27ec. Suffocation with Cup of			27ed. Sudden	
27ee. Suffocation with Cup of			27ef. Sudden	
27eg. Suffocation with Cup of			27eh. Sudden	
27ei. Suffocation with Cup of			27ej. Sudden	
27ek. Suffocation with Cup of			27el. Sudden	
27em. Suffocation with Cup of			27en. Sudden	
27eo. Suffocation with Cup of			27ep. Sudden	
27eq. Suffocation with Cup of			27er. Sudden	
27es. Suffocation with Cup of			27et. Sudden	

CASE NUMBER 11-88-1129 MEDICAL EXAMINER Dr. Ahmad

NAME [REDACTED] AGE 2 SEX F RACE Black

DATE/HOUR OF AUTOPSY 12/12/88 A.M.
P.M. 10:00

HEIGHT _____ WEIGHT _____

RIGOR MORTIS _____ LIVOR MORTIS _____

BODY CAVITIES _____

NECK ORGANS _____

HEART 60 grams

GREAT VESSELS _____

R. LUNGS 100 L.L. - 120

LIVER 440 BILE _____

SPLEEN 40

R. KIDNEYS 40g L.K. - 40g URINE _____

GENITALIA _____ Thymus - 45

ADRENALS _____

PANCREAS _____

STOMACH CONTENTS _____ ODOR _____

INTESTINAL TRACT _____ APPENDIX _____

BRAIN 950

SPECIMENS FOR TOXICOLOGY _____

TYPING AND SEROLOGY _____

MICROSCOPIC _____

NEUROPATHOLOGY _____

CAUSE OF DEATH:

OTHER SIGNIFICANT DIAGNOSIS:

Witness
Det. John Byrne - Prosecutor's
Det. Brian Byrne - E. Windsor P.D.

EXHIBIT 1

Date of accident 12-9-88 Date of death 12-9-88
 Type of consumer product involved toy
 Manufacturer, Model, Brand name, and Serial No. of product _____

Is product available for examination? ☒ yes _____ no. If yes, where? Police Dept

Brief description of accident sequence: (PLEASE INCLUDE THE AGE AND SEX OF THE VICTIM(S) AND THE CITY AND STATE IN WHICH THE ACCIDENT OCCURRED)

A 2 Year old girl was playing with a
~~toy~~ toy. She, somehow, got
the barrel on her mouth + nose +
suffocated.

Contact Information: Please include the name, address and telephone number of any state/local personnel who investigated the accident. Det. Brian Byrne

East Windsor Police Dept - 609-448-5170

Medical Examiner's/Coroner's Case No. 1188 1129

Reporter's Name Frank Sprague Date Reported 12/13/88

Reporter's OFF. (incl. city, county, and state) Trenton, N.J. Mercer County

Medical Examiner's/Coroner's Name Dr. R. Ahmad
609-989-6563/609/530-752

To report a case by telephone, call (toll free) 1-800-638-8095. Say "THIS IS A MECAP REPORT". You will then be placed in contact with the MECAP Project Manager, who will ask for the information noted above.

For processing at CPSC:

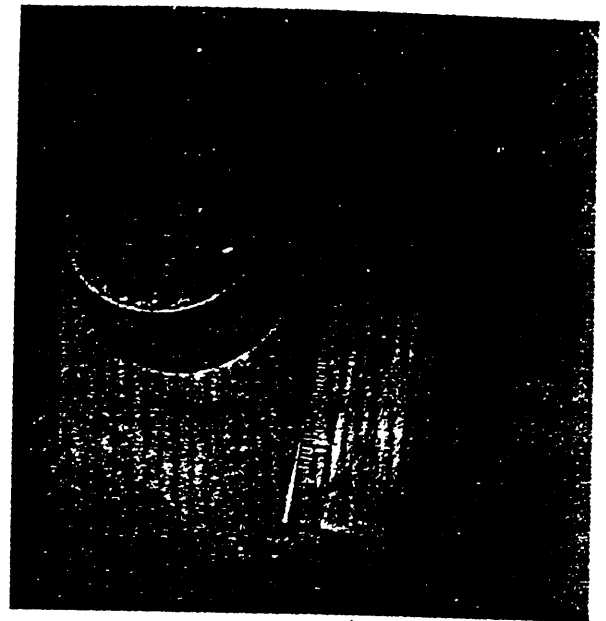
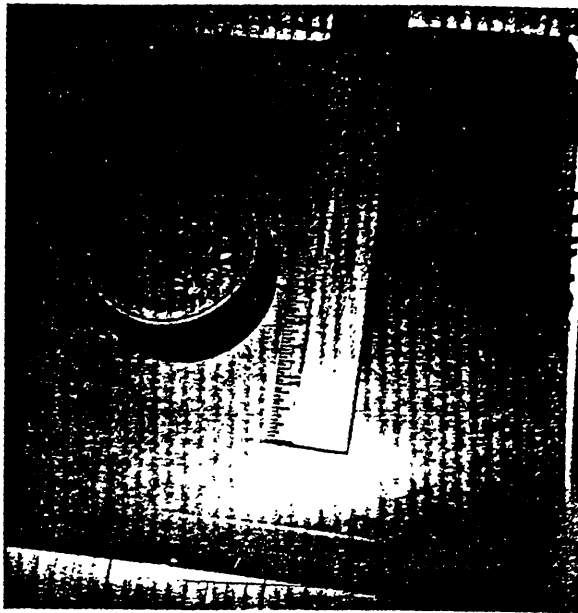
Report recd. by: Geri Estelle

Chief Med. Exam. Rpt. ()
 Regular MECAP ()

Copy for MECAP News ()
 Document No. _____

#88/215HBB/170

DEC 14 1988



Polaroid photos taken at police station by detectives. Photos #1 and #2 shown lid with monkey figure rolled into it. The lid reads [REDACTED] Lid is of blue plastic and measures 3" diameter at base, 2 5/8" diameter at top and is 1 1/2" height.

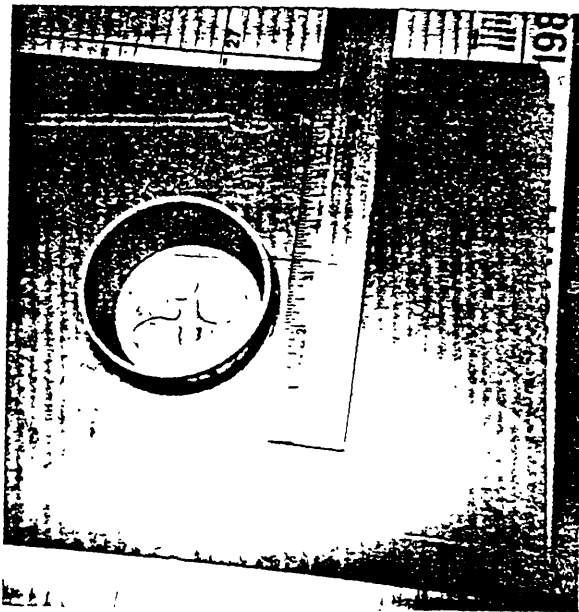
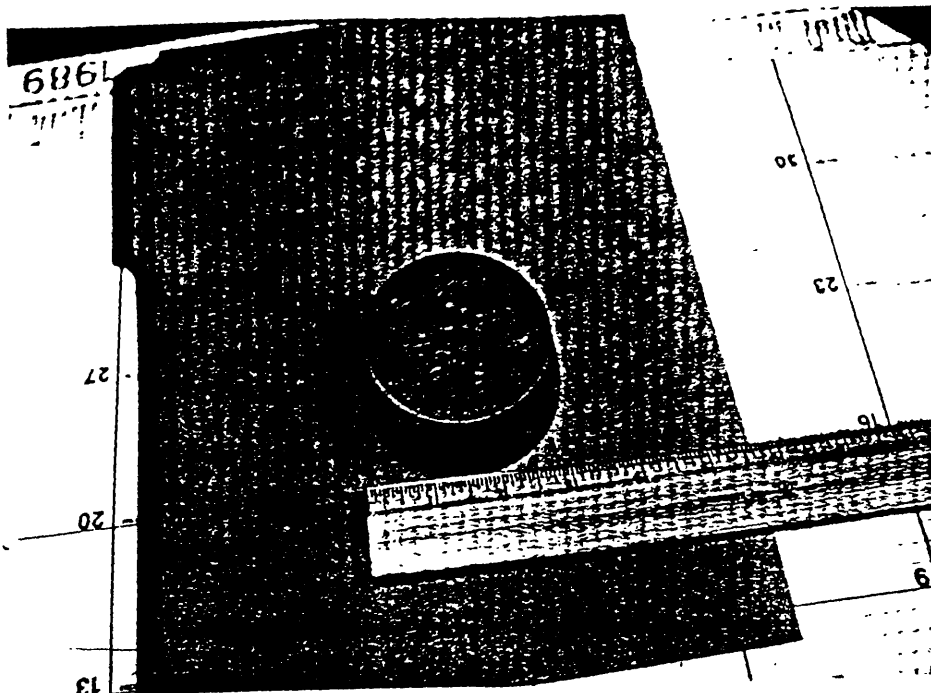
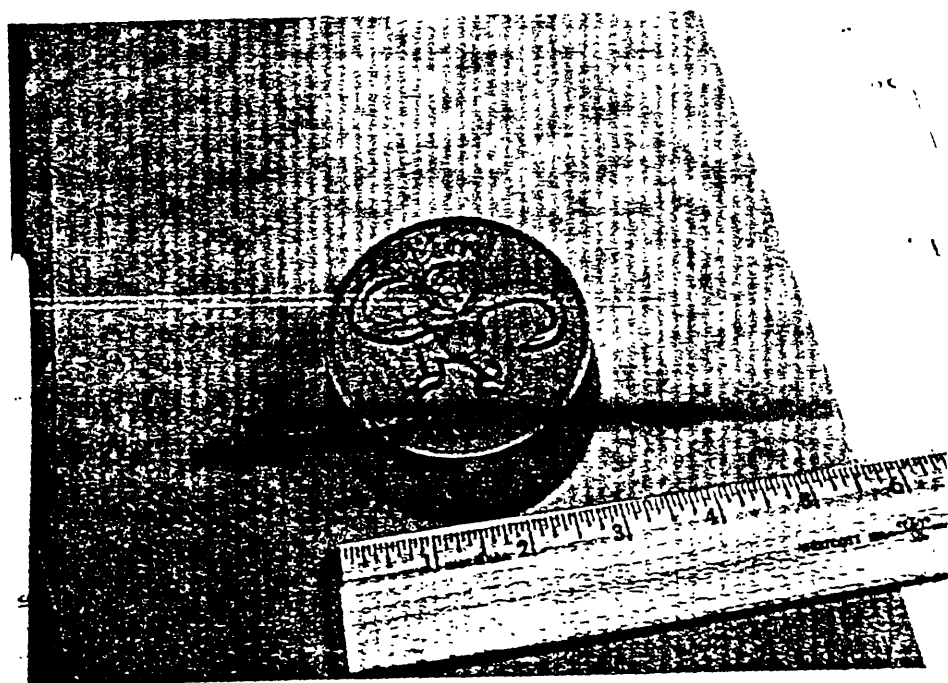


Photo #3 shows interior of lid.
Around the circumference of the
lid was printed "██████████"
██████████. Note tha
the toy has a larger brown plast
barrel with about 24 conker fig
of various colors. These were t
taken by the police.

EXHIBIT B

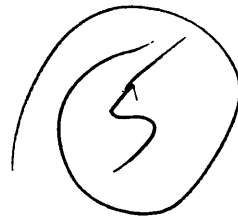


Lid to [REDACTED] toy game which victim apparently suffocated on when it covered both her mouth and nose. Photo taken at police dept. Lid is $2 \frac{5}{8}$ " top diameter and 3" at bottom diameter.



Closer view of above.

EXHIBITS C1/C



1. CASE NO. 880420CAA0313		2. INVESTIGATOR'S ID 8 1 7 0		3. OFFICE CODE 8 0 5		EPIDEMIOLOGIC INVESTIGATION REPORT	
4. DATE OF ACCIDENT YR MO DAY 8 8 0 3 0 7		5. DATE INVESTIGATION INITIATED YR MO DAY 8 8 0 4 2 1					
8. SYNOPSIS OF ACCIDENT OR COMPLAINT A 17 month old female was given a plastic egg to play with by her mother. The egg comes in half and is a package for panty-hose. The egg halves push snap together. The child apparently got one half of the egg over her mouth and nose and could not breathe. She was found by her mother unconscious. Medical assistance was summoned and the child revived in the hospital. No apparent impairments were noted.							
7. LOCATION (Home, school, etc.) Home 1 .0			8. CITY Hillsborough		9. STATE N J		
10A. FIRST PRODUCT Panty hose egg container 8 5 5			11A. TRADE/BRAND NAME, MODEL NUMBER, MANUFACTURER & ADDRESS [REDACTED]				
10B. SECOND PRODUCT None			11A. TRADE/BRAND NAME, MODEL NUMBER, MANUFACTURER & ADDRESS N/A				
12. AGE OF VICTIM 2 1 7		13. SEX (Use numerical code) MALE -1 FEMALE -2 UNKNOWN -3 2		14. DISPOSITION Treated and transferred 4		15. INJURY DIAGNOSIS Anoxia 6 5	
16. BODY PART ALL parts 8 5		17. RESPONDENT(S) (Mother, Friend) Mother 1		18. TYPE INVESTIGATION ON SITE 1 TELEPHONE 2 OTHER 3 1		19. TIME SPENT 1 2 0	
20. ATTACHMENTS None 0		21. CASE SOURCE Law Firm 1 1		22. REVIEWED BY 8 6 1 4		YR MO DAY 8 8 0 5 0 9	
23. PERMISSION TO DISCLOSE NAMES (NON-NESS CASES ONLY) CPSC MAY DISCLOSE MY NAME <input checked="" type="checkbox"/> CPSC MAY NOT DISCLOSE MY NAME <input type="checkbox"/>							
24. NARRATIVE (See Instructions on Other Side) NOTE: The respondent is the mother of the child. She was interviewed at her residence. The product involved in this investigation, Egg, was reportedly taken by the township police department. The respondent authorized release of name and address and completed an Authorization for Medical Records Disclosure Form.. <u>PRE-INCIDENT</u> The respondent provided the following background information. She and her husband and their two children relocated from Atlanta, GA to New Jersey in the spring of 1987, when her husband accepted a position with AT & T, Whippany, NJ. The couple have a son, age 3, and a daughter, age 17 months. Note the ages are as of the date of the incident, 3/7/88.				25. REGIONAL OFFICE DIRECTOR REVIEW [Signature] DATE 5/9/88			

CPSC 6/8/88
 No Mfrs/Products Identified
 Excepted by
 Firms Notified,
 Comments Processed.

PRE-INCIDENT (CON'T)

The respondent is a homemaker, having once been a licensed practical nurse in Atlanta, but ceased practicing as a nurse in 1984, just prior to the birth of the couple's first child. She related that she has not been in the nursing profession for 4 years. The couple's daughter was born 9/29/86. Per respondent, there was a normal delivery and the child at 17 months was normal for her age and had no known impairments. At the time of the incident, she was 27" tall and weighed approximately 18 lbs. She was an active, curious child, per respondent.

Per respondent, she purchased the pantyhose on 3/5/88, at a food store about 5 miles from their residence. The couple reside in a condominium, part of a sprawling condominium complex consisting of hundreds of condos arranged in cul-de-sac courts, places, squares, etc. The pantyhose came packaged in a plastic, 2 piece egg that push snaps together. The top or rounded half of the egg was clear (contents are visible) while the lower or more pointed half is blue.

On the day of the incident, the respondent and her 2 children were home. Per respondent, she recalls it was about 1230 hours and her son was watching a videotape on the living room television. She mentioned that he entertains himself by watching the tapes. Per respondent, her daughter was just fussing around the living room, not interested in the tape, so she gave her the empty egg which she had purchased on 3/5/88. Per respondent, she removed the pantyhose earlier. She stated that the egg is colorful, light in weight, comes in 2 pieces and is the right size for a young child of 17 months to play with and she assumed, safe to play without adult supervision. She believed the egg would entertain her daughter, while she went upstairs to put things away. She then went upstairs and last observed her daughter walking around the living room with the egg in her hands. This was at approximately 1235 hours.

The respondent stated that when she returned downstairs at approximately 1240 hours, she observed her daughter lying on her back on the floor next to the sliding glass door with the blue colored egg half covering her nose and mouth. The egg was still positioned on her face covering her nose and mouth, per complainant and her arms were lying at her sides. She was unconscious and not breathing, per respondent. Per respondent, her 3 year old son was still watching the videotapes and paid no attention to his sister.

INCIDENT

A 17 month old female was found by her mother lying unconscious on the living room floor with a half of a plastic egg over her nose and mouth.

POST INCIDENT

The respondent stated that she immediately removed the egg from off her daughter's face. She stated that there was no suction upon removal of the egg. She noted that the child's lips had a tinge of blue and that a faint rim indentation was around her mouth and nose corresponding to the rim of the egg. Per respondent, she picked the child up but there was no response. She reports that her heart was beating but the child was unconscious. She began administering mouth-to-mouth resuscitation and her daughter began to vomit. She believes that her daughter then began breathing on her own but remained unconscious, so at approximately 1245 hours, she telephoned the local rescue squad.

After 3 to 5 minutes, the police and rescue squad arrived. Oxygen was administered to the child. Another medical emergency team arrived and hooked up telemetry to the child for monitoring at the hospital. At approximately 0100 hours, the child was transported to the Somerset Medical Center via ambulance still unconscious, per respondent. Per respondent, it was not until after 45 minutes at the hospital that her daughter regained consciousness and began crying.

Per respondent, her daughter was given an injection of phenobarbital at the hospital to reduce any seizure behavior and to sedate her and reduce brain activity. She was then transferred at 1630 hours to the pediatric intensive care facility of the Robert Woods Johnson University Hospital in New Brunswick, NJ where she remained under observation until about 1300 hours on 3/10/88, at which time she was discharged. Per respondent, a [REDACTED] examined her at the Robert Woods Johnson University Hospital and declared her recovered with no apparent impairments.

Per respondent, it was after her daughter was discharged on 3/10/88 that she telephoned the egg/pantyhose package distributor in [REDACTED]. She believes the call was on 3/11/88. She recalled a lady took the call and told her someone would get back to her. On/about 3/16/88, she received a call from an unidentified male about the incident.

POST INCIDENT (CON'T)

The substance of the [REDACTED] concerning a telephone conversation he had with the respondent on/about 3/16/88, was discussed with the respondent. She believes it was [REDACTED] who called her on/about 3/16/88, [REDACTED] exactly the line of questioning by the unidentified male. Per respondent, the remarks attributed to her [REDACTED] are correct and precise except for two areas which upon later reflections, vary slightly from those in the memo. They are:

1. The respondent acknowledged a faint outline of the egg's rim on her daughter's face encompassing both the mouth and nose. [REDACTED] there was no sensation of suction (vacuum) when she removed the egg. The egg was found on the child's face and was not lying on the floor.

2. Minor variations in time. Respondent states she was upstairs about 5 minutes rather than 3 [REDACTED] Police and rescue units arrived within 5 minutes, per respondent; [REDACTED] two minutes. The child regained consciousness 45 minutes after arriving at Somerset Medical Center, not 45 minutes after she had been discovered by respondent. Respondent admitted there is variation in the times but believes her estimates in this report are accurate.

The respondent related that she was questioned by the police detective relative to any child abuse. This was described to her by the police detective as routine, per respondent and reportedly done at all parent-child incidents to rule out child abuse.

The detective was satisfied, per respondent that there was no parental abuse.

This was verified by this investigator upon contact with the township police department. The clerk read the report to this investigator and no parental abuse is implicated in the incident. The incident is ruled accidental. The egg was taken by [REDACTED] the police who photographed same but, per clerk, there is no record as to the disposition of the egg. Per clerk, a copy of the police report and statement taken from the respondent will be sent to this investigator. These will be attached when received.

POST INCIDENT (CON'T)

The child's pediatrician, [REDACTED], was contacted by telephone. He related that he had just been called by a physician or doctor in Boston, MA who was a consultant for the pantyhose/egg distributor. [REDACTED] stated that the consultant did not treat the incident lightly and did not doubt the respondent's version of the incident. Instead, per [REDACTED] the consultant indicated the firm is looking into alternative packaging for the pantyhose.

In regards to the incident [REDACTED] stated that he was summoned to the Somerset Medical Center after the victim arrived. He stated that she was unconscious at the time and was on a respirator. She was revived shortly after his arrival and spit out the respirator tube and began crying. Per [REDACTED], he could see no ring or rim indentation on the victim's face. He stated that he personally observed that the egg halves (both clear and blue) fit perfectly over the victim's nose and mouth, and he does not doubt respondent's version of the incident.

Per [REDACTED], he first saw victim on 1/7/88, when she was 15 months old. He stated that she had no neonatal problems, no known allergies or family history of same, no asthma and no health problems. He stated that the mother-daughter interacted well together with no sign of hostility, therefore, he would doubt there was any element of child abuse involved.

On the contrary, per [REDACTED], he is aware of an associate's child who almost suffocated on a duck toy with a similar rim. Fortunately, the associate was present at the time and the child revived. In his opinion, the egg does pose a hazard when given to young children, although he cannot explain the exact mechanics involved as to how the child holds the egg over their face and nose but he surmises they suck in the air encapsuled in the egg half and pass out from lack of oxygen. Both he and the respondent mentioned that holes in the egg may prevent such incidents from occurring. Both the pediatrician and the respondent stated they had observed no unusual behavior or health problems in the child as a result of the incident.

PRODUCT IDENTIFICATION

This investigator obtained a verbal description of the egg from the respondent and from the police department clerk based on a photograph in the police file. This investigator then went

PRODUCT IDENTIFICATION (CON'T)

to a Shop-Rite Food Store and examined the [REDACTED] eggs on the shelf stock. The various colored eggs are in a paper nest. The paper nest is labeled in part [REDACTED] labeling was noted on the plastic egg.

The plastic egg measures approximately 4" length x 2-3/4" diameter at widest part. The circumference is approximately 9" at widest part. The egg consists of two halves, in this case, a more rounded clear half and a more pointed blue half. Each half press snaps together to form the whole egg. The plastic appears thin, flexible and relatively easy for a child to separate the halves. There are no holes in the plastic eggs.

The child is Stephanie Christian Pritchett, DOB 9-29-86. Her mother is Wanda Pritchett. Her son is Zachary Pritchett, age 3. The child revisited the Robert Woods Johnson University Hospital on 3/23/88 and was again examined and released with no problems noted. She has another checkup at the hospital in one year.

STANDARDS - None

U. S. CONSUMER PRODUCT SAFETY COMMISSION

AUTHORIZATION FOR RELEASE OF NAME

Thank you for assisting us in collecting information on a potential product safety problem. The Consumer Product Safety Commission depends on concerned people to share product safety information with us. We maintain a record of this information, and use it to assist us in identifying and resolving product safety problems.

We routinely forward this information to manufacturers and private labelers to inform them of the involvement of their product in an accident situation. We also give the information to others requesting information about specific products. Manufacturers need the individual's name so that they can obtain additional information on the product or accident situation.

Would you please indicate on the bottom of this page whether you will allow us to disclose your name. If you request that your name remain confidential, we will of course, honor that request. After you have indicated your preference, please sign your name and date the document on the lines provided.

☒

You are hereby authorized to disclose my name and address with the information collected on this case.

☐

My identity is to remain confidential.

Wanda A. Pitchett

(Signature)

4-26-88

(Date)

U.S. CONSUMER PRODUCT SAFETY COMMISSION

AUTHORIZATION FOR MEDICAL RECORDS DISCLOSURE

TO WHOM IT MAY CONCERN:

You are hereby authorized to furnish the United States Consumer Product Safety Commission

all information and copies of any and all records you may have pertaining to (my case)

(the case of Stephanie Christian Pritchett)

Name

daughter

Relationship to you

including, but not limited to, medical history, physical reports, laboratory reports and

pathological slides, and X-ray reports and films.

4-26-88

(Date)

Nanda A. Pritchett

(Signature)

William Robinson

(Witness)

1. Nature of Incident Rescue Squad		2. Date 3/7/88		3. Time 1236 hrs		4. Complaint Number 88002688	
5. Location of Incident 2404 Trafalgar Square, Hillsborough Township							
6. Complainant/Address Wanda Pritchett, c/o #5				7. Age 33	8. Sex F	9. Race B	10. Telephone Number 874-8937
11. Victim/Address Stephanie Pritchett, c/o #5				12. Age 17 mo.	13. Sex F	14. Race B	15. Telephone Number
16. Accused/Address				17. Age	18. Sex	19. Race	20. Telephone Number
21. Modus Operandi/How Committed Baby placed plastic container over mouth and nose.							
22. Currency	23. Jewelry	24. Furs	25. Clothing	26. Auto	27. Miscellaneous	28. Total	
29. Action Taken On March 7, 1988 I was assigned to follow-up on an investigation where the victim, Stephanie Pritchett was found unconscious by her mother. I was dispatched to Somerset Medical Center where I met with initial investigating Officer Robert Burgess. He related that the child had been found by the mother with a plastic egg shaped container over her mouth. He related that the child was breathing, but unconscious, and that he inspected the child upon his arrival at the home and found no signs of bruises or marks on the child's body. At the time of my arrival at the hospital the child was under the care of [REDACTED] a pediatrician with the Somerset Pediatric Group. I spoke with him and he related that at this time he did not feel that asphyxiation was the child's problem. He related that he felt that the child may have suffered some type of seizure. He related that at this point, he thought that the victim was at too young of an age in order to hold the plastic container over her mouth causing the difficulty in breathing and to elapse into unconsciousness. He stated, however, that the child would have to be observed for some time before a complete diagnosis could be done. At this time I spoke with Sgt. [REDACTED] of the Somerset County Prosecutor's Office who was also at the location. After conferring with him, it was decided that I would stay an attempt to interview the victim's mother Mrs. Wanda Pritchett while he responded to the location of Mrs. Pritchett's other child, her son Zachary, age 3. Shortly after Sgt. [REDACTED] left, the victim was transferred to the pediatric ward of Somerset Medical Center. There [REDACTED] kept an eye on her and also made contact with the pediatric intensive care unit located at Robert Wood Hospital in New Brunswick. [REDACTED] advised me that after discussing the victim's status with the intensive care unit at Robert Wood Hospital, it was decided that the child should be transported to that location and put into the intensive care unit.							
29. Signature: Det. [REDACTED]		30. Rank Det.		31. Date of Report 3/8/88		32. Pending	
33. Complete		34. Reviewed RMG					

Department Hillsborough Township

2. Mun Code 1810

88002688

At. Prosecutor

so that additional tests could be maintained. At this point in time, [redacted] related that it was looking more like the victim had in fact asphyxiated herself with this plastic container. [redacted] related that if the victim had suffered a seizure initially she should have come out of it by this time, which was approximately 3 PM.

Upon the arrival of Mr. Pritchett, I spoke with both him and his wife and advised them that I would like to get a statement from her regarding exactly what had happened to her knowledge which resulted in the injuries to her daughter. Mr. Pritchett and Mrs. Pritchett agreed to give me the statement. I escorted Mrs. Pritchett to a room near the pediatric ward and took a statement from her regarding the incident. In this statement she related that her son Zachary had been watching TV in front of the entertainment center in the living room and her daughter was standing next to him and she had given her a plastic egg of the type that nylons come in. She related that she left the room for about 2 or 3 minutes to gather up some clothes so that she could do laundry. She related that when she came back downstairs she found her daughter laying on the floor in front of the entertainment unit and next to a sliding glass door. She related that at this time her first reaction was that her daughter went to sleep, however, when she came closer she noticed the plastic container over her daughters mouth and at this time removed the egg, which she related was not stuck by suction to her daughters face. She related that she tried to wake her daughter, and when this did not work she began mouth to mouth resuscitation causing her daughter to vomit. She related that after sweeping the mouth, she continued mouth to mouth resuscitation and when her daughter did not respond she immediately called the police department. She further related that there was nothing that she felt her daughter could have struck her head on which would have caused her to be knocked unconscious. She also related that her daughter did not have any medical history which would cause her to faint or have any type of seizures. A statement was taken on tape, however, the tape recorder malfunctioned and the statement did not come out. I advised Mr. & Mrs. Pritchett of this, and they related that there would be no problem with Mrs. Pritchett giving an additional statement on March 8, 1988. They related that they would give me a call early in the morning on that date. I then left the hospital.

On March 8, 1988 I received a telephone call from Mrs. Pritchett who related that she was at home and that I could come down to take a statement. I responded to the home and met with Mr. & Mrs. Pritchett. I asked them about their daughter, the victim, and they related that she was doing fine, that a cat scan had been done which showed no brain damage. They also related that there daughter was returning to her active self and had been crying, laughing and was eating well. Another taped statement was taken from Mrs. Pritchett in which she related the same information as she had related while in the hospital. Two photographs were taken inside the Pritchett home.

Photograph SJ 1 is a photograph of the area where the victim was found laying next to the vertical blinds and the entertainment unit.

Photograph SJ 2 is an overall view of the living room, also showing the entertainment center and the area where the victim was located.

Both these photographs were shown to Officer Burgess, the initial investigating officer, and he related that these photographs depicted the same as the room looked at the time he was at the home on March 7, 1988.

On 3/11/88 a follow-up telephone call was made to the Robert Wood Johnson Hospital and it was learned that the victim was discharged from the hospital on March 10, 1988 at 1:35 PM.

NAME (Print or Type) Det. [redacted]

Signature [redacted]

74. Badge Number Det.

75. Page 2 of 3 Pages

76. Date of Report 3/8/88

77. Reviewed By [signature]

78.

79.

80.

81.

I then telephoned Mrs. Wanda Pritchett and spoke with her and she related that there were no permanent injuries suffered by her daughter as a result of the incident.

NAME (Print or type)

k

74. Badge Number

Det.

75. Page

3 of 3 Pages


76. Date of Report

3/8/88

77. Reviewed By

, 266

Signature



78.

79.

80.

81.

1. Nature of Incident Rescue Squad		2. Date 3/7/88		3. Time 1236		4. Complaint Number 88002688	
5. Location of Incident 2404 Trafalgar Square Somerville, NJ							
6. Complainant Address Wanda Pritchett c/o #5				7. Age 33	8. Sex F	9. Race B	10. Telephone Number 874-8937
11. Victim Address Stephanie Pritchett c/o #5				12. Age 17 mos.	13. Sex F	14. Race B	15. Telephone Number 874-8937
16. Suspect Address				17. Age	18. Sex	19. Race	20. Telephone Number
21. Mode of Operation/How Committed Baby placed plastic container over mouth & nose							
22. Currency		23. Jewelry		24. Furs		25. Clothing	
26. Auto		27. Miscellaneous		28. Total			
<p>29. Signature Ptlm. B. B.</p> <p>30. Rank Ptlm.</p> <p>31. Date of Report 3/7/88</p> <p>32. Pending</p> <p>33. Complete x</p> <p>34. Reviewed Ptlm.</p>							

Arrived at above location observed the victim being held up by her mother. The child was unconscious and breathing with difficulty. I placed the child on the floor and removed her clothing (to ease her breathing) I administered six liters of oxygen in a free flow mask to the child. Note: I checked the child's body and did not locate any signs of bruises, or marks. Hillsborough Rescue Squad and Somerset MICU responded. I asked Mrs. Pritchett what happened. She related that she left her daughter next to her son, Zachary age 3, in the living room while she went upstairs to gather laundry. She stated that she was upstairs for approx. two to three minutes when she came downstairs she saw her daughter laying on her back with a plastic egg^{half} over her mouth and nose (plastic party hose container). Note: she had given this object to her daughter to play with earlier in the morning. She attempted to awaken her daughter but was unable to. She began mouth to mouth resuscitation, causing her daughter to vomit. Note: I observed the vomit on the living room floor with what appeared to be a brown and white substance in it. Ms. Pritchett stated that her daughter ate Raisin Bran and milk for breakfast. She further stated that when she found her daughter there wasn't any suction on the egg from her face.

I observed what appeared to be saliva in the egg
half. I transported Mrs Pritchett to Somerset Medical
Center, while the rescue squad transported her daughter. I
met with Detective Jaczuk and advised him of the
situation, see his supplementary report for further information.
A photograph of the egg was taken and is attached to
this report.

NAME (Print or type)

P.H.M.

Signature

74. Badge Number

P.H.M.

75. Page

2 of 2 Pages

76. Date of Report

3/1/88

77. Reviewed By

[Signature]

78.

79.

80.

81.

Statement: Wanda Pritchett
Place: Pritchett Home
Date: March 8, 1988 Time: 8:34 AM
Present: and Mrs. Wanda Pritchett

~~Jaczk.~~ The purpose of this statement is to obtain some information from Mrs. Pritchett regarding an accident which occurred to her daughter Stephanie at her residence on March 7, 1988. Mrs. Pritchett could you please state your full name and spell your last name please?

Pritchett: My name is Wanda Pritchett. P-R-I-T-C-H-E-T-T.

~~Jaczk.~~ And your full address and phone number please?

Pritchett: Our address is 2404 Trafalger Square. The telephone number is 874-8987.

~~Jaczk.~~ What is you date of birth and your age?

Pritchett: My date of birth is 1/25/55. And I'm 33 years old.

~~Jaczk.~~ Has anyone threatened you with verbal or physical abuse to acquire this statement?

Pritchett: No.

~~Jaczk.~~ Can you read and write the English language?

Pritchett: Yes I can.

~~Jaczk.~~ Mrs. Pritchett what I'd like you to do is just in your own words tell me what happened yesterday from the time where your daughter Stephanie was playing downstairs with Zachary and you gave her an egg, a plastic egg I understand.

Pritchett: Yes a plastic egg.

~~Jaczk.~~ The type that stocking come in?

Pritchett: Correct.

~~Jaczk.~~ Okay you gave her that to play with and then you left the room. Can you start from there with what your daughter was doing when you left, where you went, what you did and what you found when you came back?

Pritchett: Okay. I gave her the egg to play with and I went upstairs to collect some clothes for the washer and when I came back down, I think I was gone for maybe two or three minutes, Iwhen I came downstairs I saw her laying down on her back and I thought that she was falling asleep and then I noticed that she had the top of the egg on her nose and her mouth and after that I took that off, there was some.....indiscernible.....and I noticed that her lips were just a tiny bit blue and I knew that meant that she might have some oxygen deprivation so I...I tried to wake her up but she didn't wake up so I kept shaking her but she never did respond so I started to try to give her mouth to mouth resuscitation. After I did that threw up some vomit so I tried to clear her air passages then a little bit of blood came out of her nose. And after that I called the rescue squad.

~~Jaczk.~~ Okay. Has your daughter Stephanie ever played with these type of eggs before?

Pritchett: I've given them to her before.

Jacob:

And there has never been any problem?

Pritchett:

Ah huh.

Jacob:

You said you found it over her face, it covered her nose and her mouth?

Pritchett:

Right.

Jacob:

And was it stuck under chin or anything like that?

Pritchett:

No. Just over the nose and the mouth area.

Jacob:

And it was just laying there, it wasn't stuck to her face?

Pritchett:

Ah huh.

Jacob:

Okay, there was two pieces to that egg....

Pritchett:

Right.

Jacob:

Can you describe if you would, you said it would be the top piece of the egg?

Pritchett:

Right.

Jacob:

And what color was that piece?

Pritchett:

That part was clear, the bottom part was blue.

Jacob:

Is that the piece that Officer [redacted] took?

Pritchett:

Right.

Jacob:

When you left to go upstairs to gather your laundry, your son Zachary and and your daughter were right next to each other?

Pritchett:

Not exactly, but they were right in the area in front of the TV.

Jacob:

Okay what was your son doing when you left?

Pritchett:

He was standing up watching a kid.....indiscernible....

Jacob:

So he was watching the television?

Pritchett:

Yes.

Jacob:

And what was your daughter doing?

Pritchett:

She was just toddling around, but she listens to it most of the time but, most of the time she's just walking around the room.

Jacob:

And while you were upstairs you didn't hear any noises downstairs at all?

Pritchett:

Ah huh.

Jacob:

You didn't hear your daughter fall down or anything?

Pritchett:

No.

Jaczk: When you came downstairs and you found your daughter, what was your son doing at that time?

Pritchett: He was still standing watching TV.

Jaczk: How far away was he from your daughter?

Pritchett: Ah....maybe a, maybe a foot, something like that.

Jaczk: Okay did he say or did you ask him at all what happened?

Pritchett: No I didn't.

Jaczk: Okay he didn't say anything or offer any information himself?

Pritchett: No, ah ah.

Jaczk: Okay.

Pritchett: I don't feel that he is old enough you know to really tell you any accurate information about what happened or anything like that, because lots of times if you ask him something he might say yes and that might not be necessarily what happened.

Jaczk: Okay. I just took two pictures of this room, is that correct?

Pritchett: Right.

Jaczk: These pictures which I am showing you now, is this the same way the room was yesterday?

Pritchett: Basically yeah, well after the ambulance people came and everything that's the way the room was I didn't pick up any of the papers or anything that they left because somebody wanted to come and take pictures.

Jaczk: But there hasn't been any furniture moved....

Pritchett: No we didn't move any furniture....indiscernible....

Jaczk: Okay and then this one picture with there's an entertainment center, that's where you found your daughter?

Pritchett: Right, right up here near the entertainment center, but not....

Jaczk: Okay it would have been close along side the sliding glass door where the blinds are?

Pritchett: Well closer to the sliding glass door.

Jaczk: Was she anywhere near that vent that you can see in the floor?

Pritchett: Yeah she was near it....ah....she kind of half straddled it.

Jaczk: But her head wasn't on that vent?

Pritchett: No it wasn't.

Jaczk: There was no chance that she could have fallen down and she could have hit her head on that?

Pritchett:

No because her head was towards the entertainment center on the carpet.

~~Jack:~~

Okay. Is there anything else that you would like to add that maybe I didn't ask that we might have said yesterday when we were talking?

Pritchett:

Not that I can think of.

~~Jack:~~

Just one thing, I don't know if I asked this or not. About your daughters mental health. Has she ever had seizures or medical problems?

Pritchett:

No.

~~Jack:~~

None whatsoever.

~~Jack:~~

How about you sone or anyone else in the family or they subject to any type of medical problems or seizures where they might just pass out?

Pritchett:

Not the two children that I have. I have a nephew that has epilepsy.

~~Jack:~~

Okay. Is that from you side of the family?

Pritchett:

My brothers side.

~~Jack:~~

Your brothers side?

Pritchett:

Yes.

~~Jack:~~

Nothing has ever been diagnosed like that with Stephanie of Zachary?

Pritchett:

No, no.

~~Jack:~~

At this time I am going to conclude the statement okay. Besides being a Detective with the Hillsborough Township Police Department I am also a notary public for the state of New Jersey. What I'd like to do at this point Mrs. Pritchett is swear you in to the truthfulness of this statement. Do you believe in God Mrs. Pritchett?

Pritchett:

Yes I do.

~~Jack:~~

Would you raise your right hand please? Mrs. Pritchett do you solemnly swear that the statement you just gave me is the truth, the whole truth, and nothing but the truth, so help you God?

Pritchett:

I do.

~~Jack:~~

You can put your hand down. Mrs. Pritchett when this statement is transcribed would you be willing to review it, read it, and make any corrections if necessary and sign it as being truthful if it is?

Pritchett:

Yes.

~~Jack:~~

This statement is concluded now. Time 8:47 AM. My commission expires 12/16/92.

Sworn and subscribed to before me
this day of 1988.